

**UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NEW YORK**

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In re:

THE DIOCESE OF BUFFALO, N.Y.,

Debtor.

)  
) Chapter 11 Case  
)

) Case No. 20-10322  
)  
)

**JOINT NOTICE OF HEARING TO  
CONSIDER PROFESSIONAL FEE APPLICATIONS**

**PLEASE TAKE NOTICE**, that each of (i) Bond, Schoeneck & King, PLLC, counsel for The Diocese of Buffalo, N.Y., (the “Diocese”); (ii) Blank Rome, LLP, special insurance counsel for the Diocese; (iii) The Tucker Group, LLC, communications consultant for the Diocese; (iv) Connors, LLP, special counsel for the Diocese; (v) Chelus, Herdzik, Speyer & Monte PC, special counsel for the Diocese; (vi) Insurance Archaeology Group, Insurance Archaeologist for the Diocese; (vii) Bonadio & Co., LLP, accountants for the Diocese; (viii) Jones Day, special counsel for the Diocese; (ix) Hodgson Russ, LLP, special counsel for the Diocese; (x) Gleichenhaus, Marchese & Weishaar, PC, co-counsel to the Official Committee of Unsecured Creditors; and (xi) Pachulski, Stang, Ziehl & Jones, LLP, counsel to the Official Committee of Unsecured Creditors, have filed applications (each, an “Application”) for interim allowance and payment of professional fees and expenses incurred in the above-captioned case. The amounts of fees and expenses requested by the foregoing professionals on an interim basis pursuant to the Applications are as follows:

| <b>Applicant</b>   | <b>Fees Requested</b> | <b>Expenses Requested</b> | <b>Total</b> | <b>Application Period</b> |
|--|-----------------------|---------------------------|--------------|---------------------------|
| Bond, Schoeneck & King, PLLC<br><i>Counsel for the Diocese</i>                     | \$466,537.00          | \$6,922.89                | \$473,459.89 | 8/1/22 – 1/31/23          |
| Blank Rome, LLP<br><i>Special Counsel for the Diocese</i>                          | \$128,418.75          | \$1,528.43                | \$129,947.18 | 8/1/22 – 1/31/23          |
| The Tucker Group, LLC<br><i>Communications Consultants for Diocese</i>             | \$60,000.00           | \$1,456.67                | \$61,456.67  | 8/1/22 – 1/31/23          |
| Connors, LLP<br><i>Special Counsel for the Diocese</i>                             | \$306,786.00          | \$9,401.07                | \$316,187.07 | 8/1/22 – 1/31/23          |
| Chelus, Herdzik, Speyer & Monte PC<br><i>Special Counsel for the Diocese</i>       | \$21,421.50           | \$212.30                  | \$21,633.80  | 8/1/22 – 1/31/23          |
| Insurance Archaeology Group<br><i>Insurance Archaeologist for the Diocese</i>      | \$2,660.00            | \$584.15                  | \$3,244.15   | 8/1/22 – 1/31/23          |
| Bonadio & Co., LLP<br><i>Accountants for the Diocese</i>                           | \$60,000.00           | \$0.00                    | \$60,000.00  | 2/1/22 – 1/31/23          |
| Jones Day<br><i>Special Counsel for the Diocese</i>                                | \$365,352.00          | \$3,797.73                | \$369,149.73 | 8/1/22 – 1/31/23          |
| Hodgson Russ LLP<br><i>Special Counsel for the Diocese</i>                         | \$12,202.30           | \$292.82                  | \$12,495.12  | 8/1/22 – 1/31/23          |
| Gleichenhaus, Marchese & Weishaar, PC<br><i>Co-Counsel for Creditors Committee</i> | \$18,392.50           | \$986.47                  | \$19,378.97  | 8/1/22 – 1/31/23          |
| Pachulski, Stang, Ziehl & Jones, LLP<br><i>Counsel for Creditors Committee</i>     | \$232,300.00          | \$18,113.24               | \$250,413.24 | 8/1/22 – 1/31/23          |

**PLEASE TAKE FURTHER NOTICE**, that a hearing to consider the Applications will be held before the Honorable Carl L. Bucki, Chief United States Bankruptcy Judge for the Western District of New York, on the **7<sup>th</sup> day of June, 2022 at 11:00 a.m.**, or as soon thereafter as counsel can be heard.

**PLEASE TAKE FURTHER NOTICE**, that parties can choose to appear either (i) in person at the Robert H. Jackson U.S. Courthouse, 2 Niagara Square, Buffalo, New York or (ii) telephonically (call in 1-571-353-2301, Courtroom ID 483077448#, and security pin 9999#).

**PLEASE TAKE FURTHER NOTICE**, that responses in opposition to the relief requested in the Applications, if any, must be served upon (i) counsel for the Diocese, Bond, Schoeneck & King, PLLC, One Lincoln Center, Syracuse, New York 13202 (Attn: Stephen A. Donato, Charles

J. Sullivan and Grayson T. Walter); (ii) the Office of the United States Trustee for the Western New York, 300 Pearl Street, Suite 401, Buffalo, New York 14202 (Attn: Joseph Allen); and (iii) the respective applicant(s) at the address(es) set forth on the attached schedule, in accordance with the Local Rules of Bankruptcy Procedure for the Western District of New York.

Dated: April 21, 2023  
Syracuse, New York

BOND, SCHOENECK & KING, PLLC

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*Attorneys for The Diocese of Buffalo, N.Y.*

## **SCHEDULE OF APPLICANTS**

**Bond, Schoeneck & King, PLLC**

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**The Tucker Group, LLC**

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**Chelus, Herdzik, Speyer & Monte PC**

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**Insurance Archaeology Group**

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**Jones Day**

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UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NEW YORK

In re:

The Diocese of Buffalo, N.Y.

Debtor.

Case No. 20-10322 (CLB)

Chapter 11

**FIFTH INTERIM APPLICATION OF JONES DAY FOR COMPENSATION FOR  
SERVICES RENDERED AND REIMBURSEMENT OF EXPENSES AS SPECIAL  
COUNSEL TO THE DIOCESE OF BUFFALO, N.Y. FOR THE PERIOD AUGUST 1, 2022  
THROUGH JANUARY 31, 2023**

TO: THE HONORABLE CARL L. BUCKI  
CHIEF UNITED STATES BANKRUPTCY JUDGE

Jones Day hereby submits its fifth interim application (this "Application") for compensation for services rendered and reimbursement of expenses incurred on behalf of the Diocese of Buffalo, New York (the "Diocese") from August 1, 2022 through January 31, 2023 (the "Fifth Interim Compensation Period"), and respectfully states as follows:

1. Jones Day is a general partnership engaged in the practice of law with offices in major commercial centers across the United States and around the world. The undersigned is a partner of Jones Day and an attorney admitted and in good standing to practice in the State of Pennsylvania, the U.S. District Court for the Western District of Pennsylvania, and the U.S. Courts of Appeals for the Third and Ninth Circuits. The undersigned has been admitted to practice *pro hac vice* before this Court in the above-captioned case.<sup>1</sup>

2. Jones Day submits this Application for allowance of interim compensation in the amount of \$365,352.00 and for reimbursement of actual and necessary costs and expenses in the

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<sup>1</sup> See this Court's *Order Granting Ex Parte Motion of John D. Goetz for Admission to Practice, Pro Hac Vice* [Docket No. 941].

amount of \$3,797.73 incurred by Jones Day in the course of its representation of the Diocese during the Fifth Interim Compensation Period.

### **BACKGROUND**

3. On February 28, 2020 (the "Petition Date"), the Diocese filed a voluntary petition for relief under chapter 11 of title 11 of the United States Code (11 U.S.C. § 101 et seq., the "Bankruptcy Code") with the United States Bankruptcy Court for the Western District of New York (the "Court"), commencing the Diocese's chapter 11 case (this "Chapter 11 Case"). The Diocese continues to operate its business and manage its properties as a debtor-in-possession pursuant to sections 1107(a) and 1108 of the Bankruptcy Code.

4. On March 12, 2020, the Office of the United States Trustee (the "UST") filed a notice of the appointment of an official committee of unsecured creditors pursuant to section 1102 of the Bankruptcy Code [Docket No. 92] (the "Committee"). No other official committees have been appointed or designated and, as of the date of this Application, no trustee or examiner has been appointed in this Chapter 11 Case.

5. Information regarding the Diocese's history, business operations, operational structure and the events leading up to the Chapter 11 Case can be found in the *Affidavit of Rev. Peter J. Karalus Regarding Structure and Pre-Filing History of the Diocese of Buffalo and in Support of the Chapter 11 Petition and First Day Pleadings* [Docket No. 8], and the *Affidavit of Charles Mendolera Regarding the Diocese's Assets and Operations and in Support of the Chapter 11 Petition and First Day Pleadings* [Docket No. 7], each of which was filed on the Petition Date and is incorporated herein by reference.

6. On June 4, 2020, this Court entered its *Order Establishing Procedures for Interim Compensation and Reimbursement of Expenses for Professionals and Members of Official Committees* [Docket No. 362] (the "Interim Compensation Order").

7. On December 22, 2020, the Diocese filed its *Application for an Order Authorizing the Employment and Retention of Jones Day as Special Counsel to the Diocese* [Docket No. 785] (the "Retention Application"), seeking authorization to employ and retain Jones Day as special counsel, *nunc pro tunc*, to December 1, 2020. On February 23, 2021, this Court entered its *Decision & Order* [Docket No. 905] granting the Retention Application.

8. On June 15, 2021, the Court entered an order approving Jones Day's first interim fee application and granted Jones Day an award of fees in the amount of \$412,280.00 and expenses in the amount of \$713.98, for a total award of \$412,993.98 (the "First Fee Award"). As part of the First Fee Award, the Court required a ten percent (10%) holdback totaling \$41,228.00, which remains unpaid. The remainder of the First Fee Award was satisfied from the Diocese's estate.

9. On December 10, 2021, the Court entered an order approving Jones Day's second interim fee application and granted Jones Day an award of fees in the amount of \$384,394.00 and expenses in the amount of \$2,154.37, for a total award of \$386,548.37 (the "Second Fee Award"). As part of the Second Fee Award, the Court required a ten percent (10%) holdback totaling \$38,439.40, which remains unpaid. The remainder of the Second Fee Award was satisfied from the Diocese's estate.

10. On December 19, 2022, the Court entered an order approving Jones Day's third interim fee application and granted Jones Day an award of fees in the amount of \$495,869 and expenses in the amount of \$8,251.23, for a total award of \$504,120.23 (the "Third Fee Award").

11. On December 19, 2022, the Court entered an order approving Jones Day's fourth interim fee application and granted Jones Day an award of fees in the amount of \$519,636 and expenses in the amount of \$7,525.25, for a total award of \$527,161.25 (the "Fourth Fee Award").

12. Pursuant to the Interim Compensation Order, Jones Day filed the following monthly fee statements for work performed and expenses incurred during the Fifth Interim Compensation Period (the "Monthly Fee Statements") and served such statements on the Diocese and the other Notice Parties (as defined in the Interim Compensation Order):

| Date Filed    | Period Covered     | Fees <sup>2</sup>   | Expenses          |
|---------------|--------------------|---------------------|-------------------|
| 10/5/2022     | 8/1/22 – 8/31/22   | \$79,974.00         | \$0               |
| 10/27/2022    | 9/1/22 – 9/30/22   | \$59,980.00         | \$0               |
| 11/23/2022    | 10/1/22 – 10/31/22 | \$106,874.00        | \$0               |
| 1/13/2023     | 11/1/22 – 11/30/22 | \$46,686.00         | \$1,962.17        |
| 2/7/2023      | 12/1/22 – 12/31/22 | \$54,368.00         | \$1,274.64        |
| 3/3/2023      | 1/1/23 – 1/31/23   | \$17,470.00         | \$560.92          |
| <b>Total:</b> |                    | <b>\$365,352.00</b> | <b>\$3,797.73</b> |

13. Upon the expiration of the applicable objection period, the Interim Compensation Order authorized the Diocese to pay Jones Day 80% of its undisputed fees and 100% of the undisputed expenses set forth in each Monthly Fee Statement. As of the date of this Application, the deadlines established in the Interim Compensation Order for objecting to Jones Day's Monthly Fee Statements have passed and no formal objections to any of Jones Day's Monthly Fee Statements have been filed in accordance with the Interim Compensation Order.<sup>3</sup> Accordingly, the Diocese has made payments to Jones Day on account of the Monthly Fee Statements for the period from August 1, 2022 through January 31, 2023 in the amount of \$296,324.13.

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<sup>2</sup> After the filing of its Monthly Fee Statements, Jones Day wrote off an additional \$306, reducing the total amount of fees sought in this Application to \$365,352.

<sup>3</sup> See Certificates of no objection with respect to the Monthly Fee Statements filed at docket numbers 1999; 2066; 2112; 2227; 2248; and 2268



14. During the Fifth Interim Compensation Period, Jones Day provided counsel to and represented the Diocese with respect to the action commenced November 23, 2020 against the Diocese by the Attorney General of the State of New York (the "Attorney General") in the Supreme Court of the State of New York, County of New York, Index No. 452354/2020 (the "NYAG Action").<sup>4</sup>

### **DISCUSSION**

15. All of the services for which compensation is requested by Jones Day were performed for, or on behalf of, the Diocese, and not on behalf of any creditor, examiner, trustee, or any other entity. In addition, Jones Day has not entered into any agreements to fix fees or to share compensation as prohibited by 18 U.S.C. § 155 and 11 U.S.C. § 504.

16. During the Fifth Interim Compensation Period, Jones Day billed to the Diocese a total of 419.5 hours rendering professional and paraprofessional services to the Diocese. The blended hourly rate for all services reflected in this Application was \$870.92.

17. The following is a list of the professionals and paraprofessionals who performed services on behalf of the Diocese in this Chapter 11 Case during the Fifth Interim Compensation Period which shows each individual's hourly billing rate and the hours expended in the provision of services to the Diocese and the fees sought in connection therewith as part of this Application:

| <u>Name</u>       | <u>Year of Bar</u> | <u>Billing Rate</u> <sup>5</sup> |             | <u>Hours</u>       | <u>Total</u> |
|-------------------|--------------------|----------------------------------|-------------|--------------------|--------------|
|                   | <u>Admission</u>   | <u>2022</u>                      | <u>2023</u> | <u>Billed</u>      | <u>Fees</u>  |
| <i>PARTNER</i>    |                    |                                  |             |                    |              |
| L F DEJULIUS, JR. | 2003               | \$1,040                          | \$1,140     | 0.9                | \$936.00     |
| T R GEREMIA       | 1999               | \$1,080                          | \$1,160     | 152.4 <sup>6</sup> | \$161,562.00 |
| J D GOETZ         | 1996               | \$900                            | \$960       | 152.7              | \$137,700.00 |
| E M JOYCE         | 1987               | \$1,100                          | \$1,200     | 17.8               | \$19,750.00  |

<sup>4</sup> This action was removed to the United States District Court for the Southern District of New York, Docket No. 1:21-cv-00189.

<sup>5</sup> Billing rates reflect a 20% discount to Jones Day's standard hourly rates.

<sup>6</sup> Includes 6.5 hours of non-working travel, which time was billed at 50% of the discounted hourly rate for the timekeeper.

|                         |      |       |       |              |                     |
|-------------------------|------|-------|-------|--------------|---------------------|
| <b>Total Partner:</b>   |      |       |       | <b>323.8</b> | <b>\$319,948.00</b> |
| <b>ASSOCIATE</b>        |      |       |       |              |                     |
| A J BJORKLUND           | 2022 | \$400 | \$400 | 10.4         | \$4,160.00          |
| C T NEUMANN             | 2020 | \$420 | \$460 | 22.0         | \$9,240.00          |
| N P YEARY               | 2020 | \$520 | \$620 | 56.2         | \$29,874.00         |
| <b>Total Associate:</b> |      |       |       | <b>88.6</b>  | <b>\$43,274.00</b>  |
| <b>PARALEGAL</b>        |      |       |       |              |                     |
| J W BACH                |      | \$300 |       | 6.0          | \$1,800.00          |
| C M GUGG                |      | \$300 |       | 1.1          | \$330.00            |
| <b>Total Paralegal:</b> |      |       |       | <b>7.1</b>   | <b>\$2,130</b>      |
| <b>TOTAL:</b>           |      |       |       | <b>419.5</b> | <b>\$365,352</b>    |

18. The professionals working on this matter have extensive experience litigating complex actions on behalf of their clients. Jones Day has a track record of successfully crafting and employing legal strategies and arguments to protect the interests of religious organizations. Additional information regarding Jones Day's qualifications can be found in the *Supplemental Declaration of Attorney John D. Goetz in Support of Retention of Jones Day as Special Counsel to the Diocese* [Docket No. 825].

19. In recognition of the Diocese's religious and charitable mission, and as disclosed in the *Supplemental Declaration of Bishop Michael William Fisher in Support of the Retention of Jones Day as Special Counsel to the Diocese* [Docket No. 874], the Diocese and Jones Day have agreed that Jones Day will discount its standard hourly rates by 20% for this matter. The aggregate amount of this discount to Jones Day's standard hourly rates during the Fifth Interim Compensation Period was \$116,095.00.<sup>7</sup>

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<sup>7</sup> The discount to Jones Day's standard hourly rates recognized during the Fifth Interim Compensation Period is in addition to the billing rate discount credited during the First \$106,247.00, Second \$98,598.50, Third \$124,967.25, and Fourth \$134,996.00 Interim Compensation Periods. Through the Fifth Interim Compensation Period, the aggregate amount of the discount to Jones Day's standard hourly rates totals \$580,903.75.

20. Jones Day has, in addition to the discounts described above, exercised its billing discretion and is not charging the Diocese for all time and services rendered on its behalf during the Fifth Interim Compensation Period. Jones Day has voluntarily written-off services valued in excess of \$25,699.00 which services are not reflected on the time records attached hereto.<sup>8</sup> Additionally, in order to comply with the Court's cap of \$300 per hour for services performed by paralegals, Jones Day also wrote off an additional \$306 after filing the Monthly Fee Statements.

21. Jones Day, in the ordinary course of its business, maintains computerized time records. Attached to this Application as **Exhibits A, B, C, D, E, and F** are the detailed time records of the services performed on behalf of the Diocese, separated by task codes, respectively for the periods from: (a) August 1, 2022 through August 31, 2022; (b) September 1, 2022 through September 30, 2022; (c) October 1, 2022 through October 31, 2022; (d) November 1, 2022 through November 30, 2022; (e) December 1, 2022 through December 31, 2022; and (f) January 1, 2023 through January 31, 2023, as submitted with Jones Day's Monthly Fee Statements for the same time periods.

22. No formal objections to any of Jones Day's Monthly Fee Statements have been filed in accordance with the Interim Compensation Order.

23. Jones Day respectfully submits that its fees are reasonable based on the customary compensation charged by comparably skilled practitioners at Jones Day and other firms in comparable representations for clients involved in bankruptcy proceedings and clients not involved in bankruptcy proceedings.

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<sup>8</sup> Jones Day has voluntarily written-off legal services valued in excess of \$290,000 throughout the Chapter 11 Case. Those write-offs are in addition to the aggregate discount to Jones Day's standard hourly rates.

24. There is no agreement or understanding among the Diocese, Jones Day or any other person or firm for sharing of compensation to be received for services rendered in this Chapter 11 Case.

25. The services that Jones Day has rendered on behalf of the Diocese have been necessary and beneficial to the Diocese's estate. These services have not been duplicative of services provided by any of the Diocese's other retained professionals in this chapter 11 case.

26. The Court may award a professional retained by the bankruptcy estate under section 327(a) "reasonable compensation for actual necessary services" rendered by the professional, plus "reimbursement for actual, necessary expenses" under section 330 of the Bankruptcy Code. *See* 11 U.S.C. § 330(a)(1).

27. Courts generally consider twelve factors in calculating whether the fees requested by professionals in bankruptcy case are reasonable and necessary:

- i. the time and labor required;
- ii. the novelty and difficulty of issues;
- iii. the skill necessary to perform the services properly;
- iv. the preclusion of other employment;
- v. the customary fee;
- vi. whether the fee is fixed or contingent;
- vii. time limitations imposed by the client or circumstances;
- viii. the amounts involved and the results obtained;
- ix. the experience, reputation and ability of the professional;
- x. the undesirability of the case;
- xi. the nature and length of the professional relationship to the client; and
- xii. awards in similar cases.

*See Johnson v. Georgia Highway Express, Inc.*, 488 F.2d 714 (5th Cir. 1974). Moreover, in awarding attorneys' fees, courts also consider whether the services rendered were reasonably likely to benefit the debtor's estate at the time they were performed. *See In re Ames Dep't Stores, Inc.*, 76 F.3d 66, 71 (2d Cir. 1996), *rev'd on other grounds*, *Lamie v. U.S. Trustee*, 540 U.S. 526 (2004).

Thus, as one court explained, the Court should focus on what a reasonable lawyer would have done at the time and not invoke a hindsight analysis:

[I]t is important for a court to maintain "a sense of overall proportion," and not "become enmeshed in meticulous analysis of every detailed facet of the professional representation." It is easy to speculate in retrospect that the work could have been done in less time or with fewer attorneys or with an associate rather than a partner. On the other hand, it is also possible that [the debtor] would not have enjoyed the success it did had its counsel managed matters differently.

*Boston & Maine Corp. v. Moore (In re Boston & Maine Corp.)*, 776 F.2d 2, 10 (1st Cir. 1985) (citations omitted); *see also In re Angelika Films 57th, Inc.*, 227 B.R. 29, 42 (Bankr. S.D.N.Y. 1998) (whether services are reasonable and necessary “does not rely on perfect hindsight, which the court must scrupulously avoid in making fee awards”); *In re Ames Dep’t Stores*, 76 F.3d at 71-72 (noting that courts should determine the necessity of services provided in an “objective manner, based upon what services a reasonable lawyer or legal firm would have performed in the same circumstances”); *In re Keene Corp.*, 205 B.R. 690, 696 (Bankr. S.D.N.Y. 1997), *as corrected* (Mar. 12, 1997) (noting that whether services were necessary is an objective test which requires a court to consider “what services a reasonable lawyer or legal firm would have performed in the same circumstances”).

28. Jones Day respectfully suggests that the fair and reasonable value of the services performed by it during the Fifth Interim Compensation Period is \$365,352.00.

29. The Stipulated Final Order globally resolved the NYAG Action, allowing the Diocese to move forward in pursuing its religious and charitable objectives and to continue working towards confirming a chapter 11 plan. The Monthly Fee Statements submitted by Jones Day during the Chapter 11 Case reflect that negotiations generally involved ongoing discussions and meetings, correspondence, presentations to the Attorney General concerning various issues raised, and responses to a series of information requests from the Attorney General.

30. During the Fifth Interim Compensation Period specifically, Jones Day resolved a number of items raised by the Attorney General in connection with finalizing the Stipulated Final Order. Following the effective date of the Stipulated Final Order, Jones Day is assisting with the implementation of the settlement. The services rendered during the Fifth Interim Compensation Period include, among other things:

- a. Negotiating the final terms of the Stipulated Final Order,
- b. Revising policies of the Diocese consistent with the terms of the Stipulated Final Order,
- c. Attending conferences before the District Court for the Southern District of New York to provide updates on the terms of the settlement,
- d. Assisting with the terms of the retention of the independent auditor,
- e. Negotiating approval of the audit team to assist the agreed-upon independent auditor,
- f. Meetings with the Diocese team and audit team to discuss the terms and obligations under the settlement agreement,
- g. Services related to the scope and terms of the audit plan and the treatment of documents that the Diocese turned over to the Attorney General during the lawsuit, investigation, and settlement discussions,
- h. Obtaining approval of the settlement agreement from the District Court for the Southern District of New York.

31. All of the services for which compensation is requested by Jones Day were performed exclusively for, or on behalf of, the Diocese, and not on behalf of any creditor, examiner, trustee, or any other entity. Furthermore, all of the services for which compensation is requested by Jones Day were necessary to resolve the NYAG Action through the Stipulated Final Order and to begin implementing the terms of the settlement.

32. Based on the foregoing, Jones Day respectfully requests that this court issue an order approving payment to Jones Day of fees and expenses in the amount of \$365,352.00 and

directing the Diocese to pay to Jones Day the unpaid portion of such fees and expenses after taking into accounts any amounts paid to Jones Day prior to the hearing on this Application. The unpaid portions of Jones Day's fees and expenses for the Fifth Interim Compensation Period as of the date of this Application are set out in the table below.

| Period Covered     | Amount Invoiced <sup>9</sup> | Amount Requested    | Amount Paid         | Amount Unpaid      |
|--------------------|------------------------------|---------------------|---------------------|--------------------|
| 8/1/22 – 8/31/22   | \$79,994.00                  | \$79,974.00         | \$63,995.20         | \$15,978.80        |
| 9/1/22 – 9/30/22   | \$59,980.00                  | \$59,980.00         | \$47,984.00         | \$11,996.00        |
| 10/1/22 – 10/31/22 | \$107,090.00                 | \$106,874.00        | \$85,672.00         | \$21,202.00        |
| 11/1/22 – 11/30/22 | \$48,684.17                  | \$48,648.17         | \$39,339.77         | \$9,308.40         |
| 12/1/22 – 12/31/22 | \$55,652.64                  | \$55,642.64         | \$44,777.04         | \$10,865.60        |
| 1/1/23 – 1/31/23   | \$18,054.92                  | \$18,030.92         | \$14,556.12         | \$3,474.80         |
| <b>Total:</b>      | <b>\$369,455.73</b>          | <b>\$369,149.73</b> | <b>\$296,324.13</b> | <b>\$72,825.60</b> |

### **DISBURSEMENTS**

33. During the Fifth Interim Compensation Period, Jones Day has incurred reasonable and necessary out-of-pocket disbursements totaling \$3,797.73 in connection with its representation of the Diocese. The requested disbursements are customarily charged to and paid by Jones Day's bankruptcy and non-bankruptcy clients.

### **NOTICE**

34. Pursuant to the Interim Compensation Order, this Application will be served only upon the Notice Parties (as defined in the Interim Compensation Order). Notice of the hearing on this Application will be given to (i) the Office of the United States Trustee for the Western District of New York, (ii) counsel for the Committee (iii) all required governmental agencies, (iv) all parties who have formally appeared in this Chapter 11 Case and requested notice in accordance with Rule 2002 of the Federal Rules of Bankruptcy Procedure, and (v) all of the Diocese's known

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<sup>9</sup> The Amount Invoiced column reflects Jones Day's Monthly Fee Statements, and the Amount Requested column reflects the amounts Jones Day is requesting in this application after taking into account write downs made after the Monthly Fee Statements were filed.

creditors. In light of the nature of the relief requested herein, Jones Day respectfully submits that further notice of this Application is neither required nor necessary.

### **LOCAL RULE 2016-1**

35. Local Rule 2016-1 requires an applicant seeking interim compensation to explain why it is appropriate for the applicant to be paid immediately rather than waiting until the end of the Chapter 11 Case. Jones Day has dedicated significant time and resources to representing the Diocese in the NYAG Action and related settlement negotiations, resulting in the Stipulated Final Order. Other administrative expenses of the Diocese are being paid in full as they accrue. To delay Jones Day's receipt of payment for services rendered—especially considering that the terms of the Stipulated Final Order have globally resolved the NYAG Action—would impose an unnecessary hardship on Jones Day. Additionally, the Court previously recognized the utility of awarding monthly and interim compensation to professionals who represent the Diocese as well as others participating in the Chapter 11 Case. *See Order Establishing Procedures for Interim Compensation and Reimbursement of Expenses for Professionals and Members of Official Committees* [Docket No. 362]. Jones Day respectfully suggests that Local Rule 2016-1 is satisfied and that it is appropriate for the Court to award payment of the interim compensation sought herein at this time.

### **CONCLUSION**

36. Based upon the foregoing, Jones Day respectfully requests that the Court approve interim compensation of Jones Day in the amount of \$365,352.00 for services rendered to the Diocese during the Fifth Interim Compensation Period, plus reimbursement of expenses in the amount of \$3,797.73, for a total award of \$369,149.73.

WHEREFORE, Jones Day respectfully prays for the entry of an Order:



- a) Approving, awarding and allowing on an interim basis fees to Jones Day for services rendered to the Diocese during the Fifth Interim Compensation Period in the sum of \$365,352.00 together with actual and necessary disbursements in the amount of \$3,797.73;
- b) directing that Jones Day be paid, from the Diocese's estate, all such fees and expenses which have not previously been paid pursuant to the Interim Compensation Order; and
- c) granting such other and further relief as this Court deems just and proper.

Dated: April 21, 2023

/s/ John D. Goetz

John D. Goetz (admitted *pro hac vice*)

Jones Day

500 Grant Street, Suite 4500

Pittsburgh, PA 15219-2514

(412) 391-3939

jdgoetz@jonesday.com

**Exhibit A**

**Jones Day Invoice for August 1, 2022 – August 31, 2022**

# JONES DAY

Pittsburgh Office  
500 Grant Street, Suite 4500  
Pittsburgh, PA 15219-2514  
(412) 391-3939

October 5, 2022

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Invoice: 221402458

Roman Catholic Diocese of Buffalo  
795 Main Street  
Buffalo, NY 14203  
United States of America

For legal services rendered for the period through August 31, 2022:

|   | <u>Hours</u> |            | <u>Amount</u>           |
|---|--------------|------------|-------------------------|
| State of New York v. Diocese of Buffalo, et al. | 81.80        |            | 74,344.00               |
| Fee/Employment Applications                     | 10.10        |            | 5,480.00                |
| Case Administration                             | 0.50         |            | 170.00                  |
| Total Fees                                      | 92.40        | USD        | 79,994.00               |
| <b>TOTAL</b>                                    |              | <b>USD</b> | <b><u>79,994.00</u></b> |

# JONES DAY

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Roman Catholic Diocese of Buffalo

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## Timekeeper/Fee Earner Summary – August 31, 2022

| <i>Timekeeper/Fee Earner<br/>Name</i> | <i>Title</i> | <i>Bar<br/>Year</i> | <i>Hours</i> | <i>Rate<sup>1</sup></i> | <i>Amount</i> |
|---------------------------------------|--------------|---------------------|--------------|-------------------------|---------------|
| T R Geremia                           | Partner      | 1999                | 34.20        | 1,080.00                | 36,936.00     |
| J D Goetz                             | Partner      | 1986                | 36.60        | 900.00                  | 32,940.00     |
| E M Joyce                             | Partner      | 1987                | 0.20         | 1,100.00                | 220.00        |
| Total                                 |              |                     | 71.00        |                         | 70,096.00     |
| C T Neumann                           | Associate    | 2020                | 11.40        | 420.00                  | 4,788.00      |
| N P Yeary                             | Associate    | 2020                | 9.50         | 520.00                  | 4,940.00      |
| Total                                 |              |                     | 20.90        |                         | 9,728.00      |
| J W Bach                              | Paralegal    |                     | 0.50         | 340.00                  | 170.00        |
| Total                                 |              |                     | 0.50         |                         | 170.00        |
| Total                                 |              |                     | 92.40        | USD                     | 79,994.00     |

<sup>1</sup> Discounted rates reflect a 20% discount to Jones Day's standard rates, as agreed between Jones Day and the Diocese and as disclosed in the Supplemental Declaration of Bishop Michael William Fisher in Support of the Retention of Jones Day as Special Counsel to the Diocese [Docket No. 874].

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Roman Catholic Diocese of Buffalo

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## Fee Detail

| <i>Date of Service</i>   | <i>Timekeeper/Fee Earner Name</i> | <i>Hours</i> | <i>Amount</i> |
|--|-----------------------------------|--------------|---------------|
| <b>State of New York v. Diocese of Buffalo, et al.</b>   |                                   |              |               |
| 08/01/22   | J D Goetz                         | 2.10         | 1,890.00      |
| Review July 29th comments to Office of the Attorney General mark-ups to prepare for follow-up conference call to discuss same (.60); review August 1st response from Office of the Attorney General to July 29th comments, e-mail to T. Geremia regarding response to Office of the Attorney General mark-ups (.70); e-mails to auditor under settlement agreement regarding revised draft settlement agreement, Office of the Attorney General follow-up questions regarding settlement agreement terms draft engagement letter for auditor under settlement agreement (.50); e-mails to Bishop Fisher, Diocese team regarding August 1st Office of the Attorney General response to draft settlement agreement, remaining open issues before August 3rd court conference (.30).  |                                   |              |               |
| 08/02/22   | T R Geremia                       | 2.70         | 2,916.00      |
| Revise agreement and draft letter to Office of the Attorney General regarding settlement.  |                                   |              |               |
| 08/02/22   | J D Goetz                         | 3.80         | 3,420.00      |
| Review, revise draft engagement letter for auditor under settlement agreement regarding role as independent auditor (.40); e-mail to auditor under settlement agreement regarding conference call to discuss same (.10); attend conference call with auditor under settlement agreement to discuss revisions to draft engagement letter, update on status of negotiations with Office of the Attorney General, expected timetable for final settlement agreement and start date (.80); correspond with E. Stern regarding role of auditor under settlement agreement (.70); e-mails to Diocese team regarding update on Office of the Attorney General negotiations, revised draft engagement letter for auditor under settlement agreement agenda for conference call to discuss same (.50); review, revise draft letter to Judge Abrams regarding agreement on draft settlement agreement, agenda for August 3rd conference, retaining jurisdiction, next steps before entry of agreement (.60); e-mails and conversation with T. Geremia regarding agenda for conference and further revisions to letter (.40); further e-mails to auditor under settlement agreement regarding letter to Judge Abrams, further updated version of settlement agreement transmitted to the Judge in advance of the August 3rd conference (.30). |                                   |              |               |
| 08/02/22   | C T Neumann                       | 1.10         | 462.00        |
| Review and analyze latest version of settlement agreement between Diocese and Office of the Attorney General (.90); communicate (in firm) with J. Goetz regarding latest version of settlement agreement with Office of the Attorney General (.20).  |                                   |              |               |
| 08/03/22   | T R Geremia                       | 2.70         | 2,916.00      |
| Conference with district court and preparation for same (1.20); conference with Office of the Attorney General and J. Goetz regarding settlement considerations and timing (1.50).   |                                   |              |               |
| 08/03/22   | J D Goetz                         | 2.90         | 2,610.00      |
| Prepare for (.30), attend call with E. Stern and Office of the Attorney General team regarding open issues under draft settlement agreement, agenda of issues to address with Judge Abrams during status conference (.50); prepare for (.50), attend status conference with Judge Abrams regarding draft settlement agreement and timetable for approval of same (.50); conversation with T. Geremia and C. Neumann regarding next steps regarding update implementation of settlement agreement (.40); e-mails to Bishop Fisher, Diocese team regarding agenda for August 4th conference call with auditor under settlement agreement (.40); e-mail to T. Connors regarding results of Judge Abrams conference (.10); e-mail to auditor under settlement agreement regarding agenda for August 4th conference call to discuss draft engagement letter (.20).  |                                   |              |               |
| 08/03/22   | C T Neumann                       | 2.70         | 1,134.00      |
| Review and analyze several most recent versions of settlement agreement markups between Office of the Attorney General and Diocese for background on last major issues resolved, as well as correspondence   |                                   |              |               |
| <b>Case 1-20-10322-CLB, Doc 2305, Filed 04/21/23, Entered 04/21/23 16:24:34, Description: Main Document , Page 21 of 79</b>  |                                   |              |               |

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| <i>Date of Service</i>  | <i>Timekeeper/Fee Earner Name</i> | <i>Hours</i> | <i>Amount</i> |
|---|-----------------------------------|--------------|---------------|
| <p>between the parties by e-mail, to prepare to attend conference call before the court with J. Goetz (1.80); attend court conference call with J. Goetz regarding status of settlement, contents of the settlement agreement, and timeline for finalizing settlement (.50); communicate (in firm) with J. Goetz and T. Geremia regarding court's comments concerning the settlement agreement terms and next steps (.40).</p>  |                                   |              |               |
| 08/04/22  | T R Geremia                       | 1.40         | 1,512.00      |
| <p>Conference with client concerning status and next steps for settlement process.</p>  |                                   |              |               |
| 08/04/22  | J D Goetz                         | 2.40         | 2,160.00      |
| <p>Revise draft memorandum outlining results of conference before Judge Abrams on August 3rd (.50); e-mail to Bishop Fisher and Diocese team regarding same and agenda for upcoming conference call (.40); prepare for (.30), attend call with Bishop Fisher, Diocese team, T. Geremia and C. Neumann regarding results of August 3rd conference, expected timeline for finalizing settlement agreement, and actions required from Diocese (1.20).</p>  |                                   |              |               |
| 08/04/22  | C T Neumann                       | 5.00         | 2,100.00      |
| <p>Draft and revise memo regarding summary of August 3rd conference call with Judge Abrams discussing the major issues from the call and follow-up tasks, and incorporating edits from J. Goetz (2.50); research concerning the scope of New York mandatory reporter statute (1.10); attend Zoom call with J. Goetz, T. Geremia, Bishop Fisher, auditor, and Diocese Team to discuss August 3rd conference call, next steps for finalizing agreement, and working with the auditor (1.40).</p>  |                                   |              |               |
| 08/05/22  | J D Goetz                         | 1.30         | 1,170.00      |
| <p>E-mails to client, auditor under settlement agreement regarding terms of engagement letter and time for meeting with Diocese team in Buffalo regarding independent auditor role and process (.50); revise draft timeline of events to occur in August, September in order for district court to approve settlement agreement (.50); e-mails to C. Neumann, Diocese team regarding draft and revisions to same (.30).</p>   |                                   |              |               |
| 08/05/22  | C T Neumann                       | 2.20         | 924.00        |
| <p>Communicate (in firm) with J. Goetz regarding Timeline regarding Required Tasks prior to finalizing settlement agreement with the court (.30); draft and revise Timeline regarding Required Tasks to complete prior to finalizing settlement agreement, based on notes from previous meetings with court and client and comments from J. Goetz (1.90).</p>   |                                   |              |               |
| 08/08/22  | T R Geremia                       | 1.20         | 1,296.00      |
| <p>Confer with client concerning process for district court review and analyze court rules in connection with same.</p>   |                                   |              |               |
| 08/08/22  | J D Goetz                         | 1.00         | 900.00        |
| <p>Review e-mail from district court regarding approval of settlement agreement and scheduling of final hearing regarding same (.20); review follow-up e-mails from E. Stern (Office of the Attorney General), T. Geremia, R. Suchan, J. Beardi, and T. Connors regarding same and next steps (.30); e-mail to L. DeJulius regarding update on district court approval (.10); review e-mails from S. Donato and client regarding agenda for call to discuss presentation of settlement agreement to the bankruptcy court (.20); e-mail to auditor under settlement agreement regarding same and terms of retention (.20).</p> |                                   |              |               |
| 08/08/22  | C T Neumann                       | 0.40         | 168.00        |
| <p>Review and analyze comments from client and others on Timeline regarding Required Tasks prior to finalizing agreement with district court.</p>   |                                   |              |               |
| 08/09/22  | T R Geremia                       | 0.40         | 432.00        |
| <p>Address issues concerning timing of District Court and Bankruptcy Court processes.</p>   |                                   |              |               |

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| <i>Date of Service</i>  | <i>Timekeeper/Fee Earner Name</i> | <i>Hours</i> | <i>Amount</i> |
|---|-----------------------------------|--------------|---------------|
| 08/09/22  | J D Goetz                         | 0.60         | 540.00        |
| E-mails to Diocese team regarding terms of retention of auditor under settlement upcoming meeting in Buffalo concerning same and attendances at meeting (.40); e-mail from client providing comments on same (.10); review agenda for upcoming call to discuss status of settlement agreement and follow-up issues, as circulated by client (.10).  |                                   |              |               |
| 08/09/22  | E M Joyce                         | 0.20         | 220.00        |
| Review prior correspondence with insurer regarding diocese's defense costs (.10); communicate and e-mails with Blank Rome attorneys regarding same (.10).   |                                   |              |               |
| 08/10/22  | T R Geremia                       | 1.00         | 1,080.00      |
| Conference with Diocese's bankruptcy counsel regarding finalizing settlement in district court and bankruptcy court.  |                                   |              |               |
| 08/10/22  | J D Goetz                         | 2.00         | 1,800.00      |
| Attend call with Bishop Fisher, Diocese team regarding open tasks and timetable for seeking final approval of settlement agreement with district court, presenting agreement to bankruptcy court (1.00); follow-up e-mail to auditor under settlement agreement regarding attendances at upcoming meeting with Diocese team in Buffalo (.30); review e-mail from C. Sullivan (BSK) regarding bankruptcy court approval of retention agreement for auditor under settlement agreement, terms of retention agreement (.20); respond to e-mails from T. Geremia regarding timetable for addressing open tasks, response to Office of the Attorney General e-mail regarding status of retention agreement for auditor under settlement agreement (.30); e-mails from client regarding communications strategy after finalization of settlement agreement (.20). |                                   |              |               |
| 08/11/22  | T R Geremia                       | 0.80         | 864.00        |
| Review and analyze proposed engagement letter for auditor under settlement agreement.   |                                   |              |               |
| 08/12/22  | J D Goetz                         | 0.70         | 630.00        |
| Review e-mails from T. Geremia, E. Stern (Office of the Attorney General) regarding stipulation regarding substitution of named defendant in Attorney General action, update on draft engagement letter with auditor under settlement agreement, revised policies to be updated under the settlement agreement (.40); conversation with T. Geremia regarding response to Office of the Attorney General on updated policies under the settlement agreement, agenda for call with Chapter 11 counsel to discuss procedures for bankruptcy court approval of engagement letter for auditor under settlement agreement (.30).  |                                   |              |               |
| 08/13/22  | J D Goetz                         | 0.20         | 180.00        |
| E-mail to auditor under settlement agreement regarding update on changes to draft engagement letter, terms of retention.  |                                   |              |               |
| 08/15/22  | T R Geremia                       | 2.80         | 3,024.00      |
| Work with Diocese team to revise Policy and Procedures in light of settlement agreement (2.00); confer with Diocese bankruptcy counsel regarding procedure in Bankruptcy Court in connection with settlement agreement (.80).   |                                   |              |               |
| 08/15/22  | J D Goetz                         | 0.50         | 450.00        |
| Review e-mails regarding results of call with Diocese, Chapter 11 teams regarding process for bankruptcy court approval for independent auditor engagement letter (.40); e-mail to T. Geremia regarding follow-up points from same (.10).   |                                   |              |               |
| 08/16/22  | J D Goetz                         | 0.70         | 630.00        |
| Review combined mark-ups to draft engagement letter for auditor under settlement agreement, correspondence with T. Geremia to Diocese bankruptcy counsel regarding same (.40); correspondence with Diocese team regarding timeline for approval of settlement agreement by College of Consultants, status of revised policies and procedures in light of the settlement agreement (.30).  |                                   |              |               |

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| <i>Date of Service</i>   | <i>Timekeeper/Fee Earner Name</i> | <i>Hours</i> | <i>Amount</i> |
|--|-----------------------------------|--------------|---------------|
| 08/17/22   | J D Goetz                         | 0.70         | 630.00        |
| Review edits to draft engagement letter for auditor under settlement agreement bankruptcy counsel (.40); e-mail to auditor appointed under settlement agreement regarding further revised draft and update on process for payment of initial retainer (.30).   |                                   |              |               |
| 08/18/22   | T R Geremia                       | 2.10         | 2,268.00      |
| Confer with J. Goetz regarding bankruptcy court process (.60); confer with Office of the Attorney General regarding final steps for settlement (.60); confer with bankruptcy court counsel regarding settlement agreement and approval (.30); review district court and bankruptcy court rules regarding approval (.60).   |                                   |              |               |
| 08/18/22   | J D Goetz                         | 0.40         | 360.00        |
| Review e-mails from T. Geremia and Diocese bankruptcy counsel regarding timetable for presenting settlement agreement to bankruptcy court (.20); response from court clerk regarding procedure for presenting same and retention of auditor under settlement agreement (.20).  |                                   |              |               |
| 08/18/22   | J D Goetz                         | 0.90         | 810.00        |
| Review response from auditor to proposed revisions to draft engagement letter (.30); e-mail to T. Geremia regarding circulating draft to E. Stern (Office of the Attorney General) regarding approval of same (.20); response of E. Stern to draft and follow-up conversation with T. Geremia regarding next steps with Office of the Attorney General (.40).  |                                   |              |               |
| 08/19/22   | T R Geremia                       | 2.60         | 2,808.00      |
| Draft stipulation to add B. Fisher to action (1.10); review and revise settlement agreement and Diocese's Policy and Procedures (1.50).  |                                   |              |               |
| 08/19/22   | J D Goetz                         | 0.50         | 450.00        |
| Review e-mails from T. Geremia, client and E. Stern (Office of the Attorney General) regarding stipulation to add Bishop Fisher to the Attorney General action (.30), e-mails regarding status update call on August 22 (.10); e-mail to auditor regarding update on circulation of draft engagement letter to Office of the Attorney General on August 18th (.10).  |                                   |              |               |
| 08/22/22   | T R Geremia                       | 2.60         | 2,808.00      |
| Revise policies and procedure in light of settlement agreement (1.80); finalize stipulation to submit to district court and correspondence with chambers in connection with same (.80).  |                                   |              |               |
| 08/23/22   | T R Geremia                       | 0.70         | 756.00        |
| Finalizing stipulation to submit to district court in connection with settlement.  |                                   |              |               |
| 08/23/22   | J D Goetz                         | 2.20         | 1,980.00      |
| E-mails regarding finalizing stipulation adding Bishop Fisher to action (.40); filing of same with federal district court (.10); review updated press statement regarding finalization of settlement agreement (.20); additional comments on same (.10); review e-mails from L. Quinlan, T. Geremia regarding revisions to policies for consistency with settlement agreement (.30); timeline for approval of same (.10); attend call with Bishop Fisher, Diocese team, L. Quinlan, J. Martone, T. Geremia regarding status update on steps to finalize settlement agreement and timeline for seeking approval of bankruptcy court for same (.90), follow-up e-mails to S. Donato regarding follow-up conversation on August 24th to discuss same (.10). |                                   |              |               |
| 08/24/22   | T R Geremia                       | 2.20         | 2,376.00      |
| Revise Policy & Procedures in light of settlement agreement (.90); conference with J. Goetz regarding status of final steps (.40); correspond with Office of the Attorney General regarding final steps in settlement process (.40); correspond with Diocese's bankruptcy counsel regarding final steps in settlement process (.50).   |                                   |              |               |



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| <i>Date of Service</i>  | <i>Timekeeper/Fee Earner Name</i> | <i>Hours</i> | <i>Amount</i> |
|---|-----------------------------------|--------------|---------------|
| 08/24/22  | J D Goetz                         | 1.60         | 1,440.00      |
| Review court minute orders regarding the addition of Bishop Fisher to the action (.40); review, respond to e-mails from T. Geremia and L. Quinlan regarding presentment of draft settlement agreement to bankruptcy court (.40); follow-up conversation with T. Geremia and L. Quinlan to discuss terms of confidentiality of agreement (.40); review e-mails from E. Stern (Office of the Attorney General) regarding status of review of draft engagement letter for auditor under settlement agreement, status of approval of settlement agreement by bankruptcy court (.40).  |                                   |              |               |
| 08/25/22  | T R Geremia                       | 2.10         | 2,268.00      |
| Draft correspondence to Office of the Attorney General regarding final steps of settlement process (.70); correspond with Diocese's bankruptcy counsel regarding final steps of settlement (.50); finalize settlement agreement and revised Policy & Procedures (.90).  |                                   |              |               |
| 08/25/22  | J D Goetz                         | 2.30         | 2,070.00      |
| Attend call with Diocese team, S. Donato, A. Rivera, and T. Geremia regarding further discussion of timetable and process for submitting draft settlement agreement in bankruptcy court (1.00); review, revise draft e-mail to E. Stern (Office of the Attorney General) regarding process for submitting draft settlement agreement to district court and bankruptcy court, attachments and review of draft engagement letter for auditor under settlement agreement (.80); respond to e-mail from independent auditor regarding update on approval process, rescheduling upcoming meeting at Diocese to discuss independent auditor role and responsibilities (.30); meet with C. Neumann regarding update on status of settlement agreement, meeting at Diocese to discuss implementation of same (.20). |                                   |              |               |
| 08/26/22  | T R Geremia                       | 2.20         | 2,376.00      |
| Markup settlement agreement (1.00); correspond with Office of the Attorney General regarding settlement process (.60); revise draft engagement letter with independent auditor (.60).   |                                   |              |               |
| 08/26/22  | J D Goetz                         | 1.30         | 1,170.00      |
| E-mail to S. Donato regarding changes to draft e-mail to Office of the Attorney General regarding presentation of settlement agreement to bankruptcy court (.10); review mark-ups to draft and final version to Office of the Attorney General (.20); review e-mail from Office of the Attorney General, mark-ups to draft engagement letter for auditor (.40); e-mail to auditor regarding Office of the Attorney General revisions and review of same (.10); review recent bankruptcy court opinion ruling on Diocese motion for expanded disclosure of claimant's information (.30); e-mails to L. Quinlan regarding relevance of same to draft settlement agreement (.20).  |                                   |              |               |
| 08/29/22  | T R Geremia                       | 2.90         | 3,132.00      |
| Revise engagement letter for independent auditor and meet with J. Goetz regarding same (1.10); review and revise materials in connection with announcing settlement agreement (1.80).   |                                   |              |               |
| 08/29/22  | J D Goetz                         | 2.80         | 2,520.00      |
| Review Office of the Attorney General mark-ups to draft engagement letter for independent auditor and further question regarding CPA expertise on audit team (.50); review draft settlement agreement and proposed modifications to Office of the Attorney General mark-ups regarding references to audit standards and disclosure of conflicts (.80); conversation with T. Geremia regarding further modifications to draft (.30); e-mail to independent auditor regarding Office of the Attorney General modifications and CPA qualifications for audit team (.20); review, revise updated draft of press statement, Q&As as circulated by client (.60); e-mails to T. Geremia regarding revisions to draft (.40).  |                                   |              |               |
| 08/30/22  | T R Geremia                       | 2.80         | 3,024.00      |
| Revise Diocese's Policy & Procedures in light of settlement agreement.  |                                   |              |               |
| 08/30/22  | J D Goetz                         | 2.50         | 2,250.00      |
| Review e-mails from S. Donato regarding draft petition for retention of independent auditor, completion of  |                                   |              |               |

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| <i>Date of Service</i> | <i>Timekeeper/Fee Earner Name</i> | <i>Hours</i> | <i>Amount</i> |
|------------------------|-----------------------------------|--------------|---------------|
|------------------------|-----------------------------------|--------------|---------------|

formal conflicts check for auditor retention (.40); review e-mails, updated policies and procedures final version of settlement meeting, agenda for upcoming College of Consultors meeting (1.20); review further e-mails and comments on draft press statement, Q&A document for finalization of settlement agreement (.30); correspond with Diocese team regarding new date for orientation meeting with independent auditor, update regarding matters related to independent auditor retention (.30); e-mails to independent auditor regarding revisions to draft engagement letter and agenda for call on August 31st (.30).

|   |             |      |          |
|---|-------------|------|----------|
| 08/31/22  | T R Geremia | 1.00 | 1,080.00 |
| Call with client group regarding checklist of items to finalize settlement agreement and approval process for same. |             |      |          |

|   |           |      |          |
|---|-----------|------|----------|
| 08/31/22  | J D Goetz | 2.60 | 2,340.00 |
| Draft agenda for call with Bishop Fisher, Diocese team regarding status of open tasks to finalize settlement agreement (.50); prepare for (.20), attend conference call with independent auditor regarding Office of the Attorney General comments on draft engagement letter and JD response to same (.50); e-mail to T. Geremia regarding results of call and next steps (.20); review e-mail from client regarding College of Consultors review, approval of draft settlement agreement with Office of the Attorney General (.20); attend call with Bishop Fisher, Diocese team, L. Quinlan, T. Geremia regarding status of open tasks to finalize settlement agreement, College of Consultors approval, draft statements in anticipation of settlement agreement, new date for orientation meeting between independent auditor and Diocese team (1.00). |           |      |          |

|                     |              |            |                  |
|---------------------|--------------|------------|------------------|
| <b>Matter Total</b> | <b>81.80</b> | <b>USD</b> | <b>74,344.00</b> |
|---------------------|--------------|------------|------------------|

## Fee/Employment Applications

|  |           |      |        |
|--|-----------|------|--------|
| 08/01/22   | J D Goetz | 0.30 | 270.00 |
| Review and revise draft statement for June services; e-mail to T. Ernst, N. Yearly regarding revisions to draft. |           |      |        |

|   |            |      |          |
|---|------------|------|----------|
| 08/01/22  | N P Yearly | 2.00 | 1,040.00 |
| Correspond with J. Goetz and T. Ernst concerning June monthly fee statement (.30); correspond with J. Goetz concerning next steps concerning fee statement and preparation of final fee application (1.00); prepare June fee statement (.50); correspond with client concerning same (.20). |            |      |          |

|  |            |      |          |
|--|------------|------|----------|
| 08/04/22   | N P Yearly | 2.60 | 1,352.00 |
| Review and revise monthly fee statement for services rendered in July for privileged and confidential information (1.80); finalize and file Jones Day monthly fee for the month of June (.40); review as filed of same and co-ordinate service with Stretto team (.20); update related billing information and circulate same to J. Goetz (.20). |            |      |          |

|  |           |      |        |
|--|-----------|------|--------|
| 08/08/22   | J D Goetz | 0.20 | 180.00 |
| Review and revise draft fee statement for July time, e-mail to N. Yearly regarding comments on same. |           |      |        |

|   |            |      |          |
|---|------------|------|----------|
| 08/08/22  | N P Yearly | 2.50 | 1,300.00 |
| Review and revise July monthly fee statement for privileged and confidential information (1.10); review proposed settlement agreement (.30); conduct research concerning bankruptcy procedure in connection with the same (1.00); further revise July for privileged information (.30); correspond with J. Goetz and T. Ernst regarding same (.20). |            |      |          |

|  |            |      |        |
|--|------------|------|--------|
| 08/10/22   | N P Yearly | 0.50 | 260.00 |
| Review latest revisions to July monthly fee statement (.40); correspond with Goetz and Ernst regarding same (.10). |            |      |        |

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| <i>Date of Service</i> | <i>Timekeeper/Fee Earner Name</i>   | <i>Hours</i> | <i>Amount</i>       |
|------------------------|---|--------------|---------------------|
| 08/12/22               | N P Yeary<br>Review interim compensation order and related correspondence with J. Goetz and T. Ernst (.10); prepare monthly fee statement for services rendered in July (.30); correspond with client regarding same (.10). | 0.50         | 260.00              |
| 08/16/22               | N P Yeary<br>Finalize July monthly fee statement for filing (.20); file same (.10); review as filed copy (.10); co-ordinate service of same (.10).  | 0.50         | 260.00              |
| 08/19/22               | J D Goetz<br>Review, respond to e-mail from N. Yeary regarding upcoming CNO filings regarding fee statement for June and July services.   | 0.10         | 90.00               |
| 08/19/22               | N P Yeary<br>Draft a CNO covering June monthly fee statement (.20); correspond with J. Goetz concerning same (.10).   | 0.30         | 156.00              |
| 08/25/22               | N P Yeary<br>Finalize and file a CNO concerning June monthly fee statement (.30); review as filed copy and correspond with client regarding same (.20).   | 0.50         | 260.00              |
| 08/30/22               | N P Yeary<br>Prepare a CNO concerning Jones Day's July fee statement.   | 0.10         | 52.00               |
| <b>Matter Total</b>    |   | <b>10.10</b> | <b>USD 5,480.00</b> |

## Case Administration

|                     |  |             |                   |
|---------------------|--|-------------|-------------------|
| 08/16/22            | J W Bach<br>Review and attend to incoming court filing regarding minute order associated with status conference. | 0.20        | 68.00             |
| 08/23/22            | J W Bach<br>Review and attend to incoming court filings.   | 0.30        | 102.00            |
| <b>Matter Total</b> |  | <b>0.50</b> | <b>USD 170.00</b> |

**Exhibit B**

**Jones Day Invoice for September 1, 2022 – September 30, 2022**

# JONES DAY

**Pittsburgh Office**  
500 Grant Street, Suite 4500  
Pittsburgh, PA 15219-2514  
**(412) 391-3939**

October 24, 2022

764596

Invoice: 221402670

Roman Catholic Diocese of Buffalo  
795 Main Street  
Buffalo, NY 14203  
United States of America

For legal services rendered for the period through September 30, 2022:

|   | <u>Hours</u> |            | <u>Amount</u>           |
|---|--------------|------------|-------------------------|
| State of New York v. Diocese of Buffalo, et al. | 57.10        |            | 56,570.00               |
| Fee/Employment Applications                     | 5.10         |            | 2,690.00                |
| Case Administration                             | 0.80         |            | 720.00                  |
| Total Fees                                      | 63.00        | USD        | 59,980.00               |
| <b>TOTAL</b>                                    |              | <b>USD</b> | <b><u>59,980.00</u></b> |

# JONES DAY

764596

Roman Catholic Diocese of Buffalo

Page: 2  
October 24, 2022  
Invoice: 221402670

## Timekeeper/Fee Earner Summary – September 30, 2022

| <i>Timekeeper/Fee Earner<br/>Name</i> | <i>Title</i> | <i>Bar<br/>Year</i> | <i>Hours</i> | <i>Rate<sup>1</sup></i> | <i>Amount</i>    |
|---------------------------------------|--------------|---------------------|--------------|-------------------------|------------------|
| T R Geremia                           | Partner      | 1999                | 26.40        | 1,080.00                | 28,512.00        |
| J D Goetz                             | Partner      | 1986                | 26.40        | 900.00                  | 23,760.00        |
| E M Joyce                             | Partner      | 1987                | 4.30         | 1,100.00                | 4,730.00         |
| Total                                 |              |                     | 57.10        |                         | 57,002.00        |
| C T Neumann                           | Associate    | 2020                | 0.90         | 420.00                  | 378.00           |
| N P Yeary                             | Associate    | 2020                | 5.00         | 520.00                  | 2,600.00         |
| Total                                 |              |                     | 5.90         |                         | 2,978.00         |
| <b>Total</b>                          |              |                     | <b>63.00</b> | <b>USD</b>              | <b>59,980.00</b> |

<sup>1</sup> Discounted rates reflect a 20% discount to Jones Day's standard rates, as agreed between Jones Day and the Diocese and as disclosed in the *Supplemental Declaration of Bishop Michael William Fisher in Support of the Retention of Jones Day as Special Counsel to the Diocese* [Docket No. 874].

# JONES DAY

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October 24, 2022

Roman Catholic Diocese of Buffalo

Invoice: 221402670

## Fee Detail

| <i>Date of Service</i>  | <i>Timekeeper/Fee Earner Name</i> | <i>Hours</i> | <i>Amount</i> |
|---|-----------------------------------|--------------|---------------|
| <b>State of New York v. Diocese of Buffalo, et al.</b>  |                                   |              |               |
| 09/01/22  | T R Geremia                       | 2.50         | 2,700.00      |
| Correspondence with the Office of the Attorney General regarding settlement (.60); revise engagement letter for auditor (.70); review revisions to settlement agreement (.40); revise Policy & Procedures to accord with settlement agreement (.80).  |                                   |              |               |
| 09/01/22  | J D Goetz                         | 1.00         | 900.00        |
| Conversation with T. Geremia regarding response to the Office of the Attorney General's outstanding issues regarding finalizing settlement agreement, agenda for upcoming conference call with the Office of the Attorney General team (.50); revise draft e-mail to the Office of the Attorney General regarding outstanding issues (.30); respond to e-mails from client regarding new dates for orientation meeting with Diocese team and auditor (.20). |                                   |              |               |
| 09/02/22  | J D Goetz                         | 0.30         | 270.00        |
| Review College of Consultors approval of revised in connection with settlement agreement and e-mail from client regarding same.   |                                   |              |               |
| 09/02/22  | E M Joyce                         | 0.90         | 990.00        |
| Review Blank Rome attorney correspondence and attorney's claim correspondence regarding New York Attorney General lawsuit (.60); review prior claim correspondence with claim adjuster regarding same (.30).  |                                   |              |               |
| 09/05/22  | E M Joyce                         | 0.70         | 770.00        |
| Review/annotate insurer attorney's recent claim correspondence (.30); review prior claim correspondence with insurer's claim adjuster (.20); communicate and e-mails with T. Geremia, clients, defense counsel and Blank Rome attorneys regarding same and next steps (.20).  |                                   |              |               |
| 09/06/22  | T R Geremia                       | 1.30         | 1,404.00      |
| Review the Office of the Attorney General correspondence regarding Buffalo News article and correspond with J. Goetz and draft response to same.  |                                   |              |               |
| 09/06/22  | J D Goetz                         | 0.90         | 810.00        |
| Review Buffalo News article (.30); e-mails to T. Geremia regarding same and status of the Office of the Attorney General response to open issues (.20); review e-mails from Diocese team regarding rescheduled October date for orientation meeting (.20); status of the Office of the Attorney General response to open issues (.20).  |                                   |              |               |
| 09/06/22  | E M Joyce                         | 1.30         | 1,430.00      |
| Review claim correspondence, insurance materials and prior claim correspondence from adjuster regarding claim (.90); communicate and e-mails with T. Geremia and Blank Rome attorneys regarding same and next steps (.40).  |                                   |              |               |
| 09/07/22  | E M Joyce                         | 1.40         | 1,540.00      |
| Review claim correspondence and cited materials (.90); communicate, conference call and e-mails with Blank Rome attorneys and T. Geremia regarding same (.50).  |                                   |              |               |
| 09/08/22  | T R Geremia                       | 1.80         | 1,944.00      |
| Respond to the Office of the Attorney General correspondence regarding settlement agreement and related questions from the Office of the Attorney General.  |                                   |              |               |
| 09/08/22  | J D Goetz                         | 1.60         | 1,440.00      |
| E-mails to T. Geremia regarding status of the Office of the Attorney General's comments on last Jones Day   |                                   |              |               |

# JONES DAY

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October 24, 2022

Roman Catholic Diocese of Buffalo

Invoice: 221402670

| <i>Date of Service</i> | <i>Timekeeper/Fee Earner Name</i>  | <i>Hours</i> | <i>Amount</i> |
|------------------------|--|--------------|---------------|
|                        | correspondence and revisions to draft settlement agreement (.30); review letter from Office of the Attorney General, further revisions to draft settlement agreement (.60); conversation with T. Geremia regarding same and follow-up with L. Quinlan and Diocese team regarding call to discuss same (.70).   |              |               |
| 09/09/22               | T R Geremia<br>Meet with client (.50); revise settlement agreement (.60).  | 1.10         | 1,188.00      |
| 09/09/22               | J D Goetz<br>E-mails to independent auditor regarding Office of the Attorney General September 8th letter, request for retention of CPA and possible conflicts of potential member of audit team (.70); prepare for and attend call with Diocese team regarding response to Office of the Attorney General letter dated September 8th (.40); further amendments to Diocese policies to align with settlement agreement (.90).  | 2.00         | 1,800.00      |
| 09/12/22               | T R Geremia<br>Meet with independent auditor (.50); revise letter to the Office of the Attorney General regarding settlement agreement (.40); work with L. Quinlan regarding response to the Office of the Attorney General letter (1.10); meet with Diocese bankruptcy counsel regarding finalizing settlement agreement (.50).   | 2.50         | 2,700.00      |
| 09/12/22               | J D Goetz<br>Review e-mail from L. Quinlan regarding follow-up to an inquiry from the Office of the Attorney General (.40); e-mail, conversation with S. Donato and T. Geremia regarding the Office of the Attorney General's proposal for presentation of draft settlement agreement in bankruptcy court (.80); prepare for and attend call with independent auditor regarding issues raised by the Office of the Attorney General regarding adding an active CPA to auditing team (.40); potential conflicts of audit team member and follow-up steps to address issues (.60); review e-mail from the Office of the Attorney General (E. Stern) regarding draft letter to Judge Abrams providing update on status of draft settlement agreement (.10); e-mails from T. Geremia and D. Vacco providing comments on draft (.40). | 2.70         | 2,430.00      |
| 09/13/22               | T R Geremia<br>Draft letter to district court regarding status (.70); draft letter to the Office of the Attorney General in response to correspondence about settlement agreement (1.80).  | 2.50         | 2,700.00      |
| 09/13/22               | J D Goetz<br>E-mails to L. Quinlan regarding revisions to chart, further follow-up issues relating to revisions to policies in light of settlement agreement (.30); revise draft letter from the Office of the Attorney General to Judge Abrams regarding update on parties' negotiations and finalization of settlement agreement (.40); e-mail to T. Geremia regarding comments on draft (.10); review finalized letter and e-mail from Office of the Attorney General to Judge Abrams (.30); revise draft response to the Office of the Attorney General's September 8th letter regarding auditing team, potential conflicts of audit team member, further revision to Diocese policies to bring them current with parties' settlement agreement (.70); revise draft chart regarding settlement agreement terms (.10).        | 1.90         | 1,710.00      |
| 09/14/22               | T R Geremia<br>Revise Policy & Procedures in light of settlement agreement and revise letter to the Office of the Attorney General regarding settlement agreement.   | 1.70         | 1,836.00      |
| 09/14/22               | J D Goetz<br>E-mails to T. Geremia, independent auditor regarding points to include in response letter to the Office of the Attorney General regarding retention of CPA, conflicts of auditing team.   | 0.70         | 630.00        |
| 09/15/22               | T R Geremia<br>Revise Policy & Procedures in light of settlement agreement (1.00); work on response to the Office of the Attorney General letter regarding settlement agreement (.60); correspondence with client regarding same (.50).  | 2.10         | 2,268.00      |



# JONES DAY

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October 24, 2022

Roman Catholic Diocese of Buffalo

Invoice: 221402670

| <i>Date of Service</i> | <i>Timekeeper/Fee Earner Name</i>  | <i>Hours</i> | <i>Amount</i> |
|------------------------|--|--------------|---------------|
| 09/15/22               | J D Goetz<br>Review e-mail, approval from Judge Abrams regarding additional time to finalize settlement agreement to address issues raised by the Office of the Attorney General (.20); review e-mails from independent auditor regarding candidates for CPA addition to audit team (.30); e-mails to T. Geremia regarding additions to the Office of the Attorney General letter to incorporate content from independent auditor regarding CPA candidates, conflicts for audit team member (.50).   | 1.00         | 900.00        |
| 09/15/22               | C T Neumann<br>Review/analyze September 8th letter from the Office of the Attorney General on issues with proposed auditor, revised policies, and other questions prior to finalizing settlement.  | 0.30         | 126.00        |
| 09/16/22               | T R Geremia<br>Draft and send response to the Office of the Attorney General regarding settlement agreement (1.40); correspondence with auditor regarding engagement letter (.50).   | 1.90         | 2,052.00      |
| 09/16/22               | J D Goetz<br>Review e-mails regarding update to Bishop Fisher, Diocese team regarding addition of CPA to audit team, finalized letter to Office of the Attorney General, next steps (.20); review response from independent auditor regarding addition of CPA audit team and resume for proposed candidate (.60); review updated response letter to Office of the Attorney General addressing new CPA addition (.30); e-mails and conversation with T. Geremia regarding finalizing letter and next steps for meeting with Office of the Attorney General (.50). | 1.60         | 1,440.00      |
| 09/19/22               | J D Goetz<br>Review, respond to e-mails from T. Geremia and S. Donato regarding agenda for upcoming conference call to discuss Office of the Attorney General's procedure for presenting settlement agreement to bankruptcy court following district court approval of same.   | 0.40         | 360.00        |
| 09/19/22               | C T Neumann<br>Review/analyze Jones Day's September 16th response letter to the Office of the Attorney General's September 8th letter addressing Office of the Attorney General's comments about issues related to implementing terms of settlement agreement, and review revisions to Diocesan policies.  | 0.60         | 252.00        |
| 09/20/22               | T R Geremia<br>Conference with Diocese's bankruptcy counsel re finalizing settlement agreement (.50); correspond with the Office of the General Attorney regarding finalizing settlement agreement (.60).  | 1.10         | 1,188.00      |
| 09/20/22               | J D Goetz<br>Attend call with S. Donato, T. Geremia regarding preparation for upcoming Office of the Attorney General call to discuss presentation of agreement to two courts (.40); review e-mails with Office of the Attorney General regarding September 22 call an agenda for same (.30).  | 0.70         | 630.00        |
| 09/21/22               | J D Goetz<br>Review, respond to multiple e-mails from Diocese team regarding Office of the Attorney General news conference, agenda topics for upcoming meeting with Office of the Attorney General, response to request for draft settlement agreement.   | 0.70         | 630.00        |
| 09/22/22               | T R Geremia<br>Call with the Office of the General Attorney team regarding settlement agreement and preparation for same.  | 1.10         | 1,188.00      |
| 09/22/22               | J D Goetz<br>Prepare for and attend call with Office of the Attorney General team regarding exchange of recent correspondence, addition of CPA to audit team (.40); procedure for obtaining bankruptcy court approval of   | 1.10         | 990.00        |

# JONES DAY

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Roman Catholic Diocese of Buffalo

October 24, 2022

Invoice: 221402670

| <i>Date of Service</i> | <i>Timekeeper/Fee Earner Name</i>   | <i>Hours</i> | <i>Amount</i> |
|------------------------|---|--------------|---------------|
|                        | retention of independent auditor (.70).   |              |               |
| 09/22/22               | J D Goetz   | 0.20         | 180.00        |
|                        | Review e-mails regarding report to Diocese of Office of the Attorney General call, next steps and timeline.   |              |               |
| 09/23/22               | T R Geremia   | 1.40         | 1,512.00      |
|                        | Revise Policy & Procedures and other Governing Policy documents to accord with settlement agreement and work with L. Quinlan regarding same.  |              |               |
| 09/23/22               | J D Goetz   | 0.50         | 450.00        |
|                        | Review letter from Office of the Attorney General regarding comments on Diocese last proposals regarding addition to auditing team, engagement letter for independent auditor, proposed additional modifications to Diocese policies in light of settlement agreement (.40); e-mail to L. Quinlan regarding comments on Office of the Attorney General's mark-ups to policies (.10).  |              |               |
| 09/26/22               | T R Geremia   | 1.10         | 1,188.00      |
|                        | Revise Policy & Procedures in light of settlement agreement and with L. Quinlan re same.  |              |               |
| 09/26/22               | J D Goetz   | 1.20         | 1,080.00      |
|                        | Review e-mail from L. Quinlan regarding comments on the Office of the Attorney General's September 23rd proposed changes to Diocese policies (.30); review September 23 letter from Office of the Attorney General regarding open issues, approval of CPA addition to audit team, further changes to Diocese policies (.40); e-mail to independent auditor regarding Office of the Attorney General letter, approval of CPA addition to audit team, resolution of conflict issues regarding audit team member (.40); response to independent auditor to e-mail (.10).   |              |               |
| 09/27/22               | T R Geremia   | 2.40         | 2,592.00      |
|                        | Revise letter to the Office of the Attorney General regarding settlement agreement (1.00); revise Policy & Procedures and Priest Supervision Program in light of settlement agreement (.90); revise engagement letter with auditor (.50).   |              |               |
| 09/27/22               | J D Goetz   | 2.00         | 1,800.00      |
|                        | Review e-mails to Diocese team regarding updates on letters to Office of the Attorney General, Judge Abrams, next steps for brief hearing (.20); revise draft joint letter to Judge Abrams providing update on final draft settlement agreement, final changes to same, procedure for presenting agreement to bankruptcy court for approval of retention of auditor (.50); review final version of letter to Judge Abrams (.20); revise draft letter to the Office of the Attorney General responding to their September 23rd correspondence (.40); review final engagement letter for independent auditor incorporating addition to audit team (.20); e-mail to T. Geremia regarding changes to drafts (.10); review e-mail from L. Quinlan outlining final changes to Diocese policies in light of settlement agreement policies (.20); review attachments to final draft settlement agreement (.20). |              |               |
| 09/28/22               | T R Geremia   | 0.80         | 864.00        |
|                        | Further work on Policy & Procedures to conform to settlement agreement.   |              |               |
| 09/28/22               | J D Goetz   | 1.50         | 1,350.00      |
|                        | Review amended policies and procedures attached to final settlement agreement, letter to the Office of the Attorney General regarding same (.50); review notice from Court regarding dates / times for status conference during week of October 3 to discuss final settlement agreement, procedure for presenting same to bankruptcy court (.20); e-mail from the Office of the Attorney General regarding preferred dates and times for in-person conference (.10); various e-mails to Diocese team, T. Geremia and L. DeJulius regarding dates, preparation, and strategy for conference (.70).   |              |               |

# JONES DAY

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October 24, 2022

Roman Catholic Diocese of Buffalo

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| <i>Date of Service</i> | <i>Timekeeper/Fee Earner Name</i>   | <i>Hours</i> | <i>Amount</i> |
|------------------------|---|--------------|---------------|
| 09/29/22               | T R Geremia<br>Call with client regarding process for finalizing settlement agreement and follow up in connection with same.  | 1.10         | 1,188.00      |
| 09/29/22               | J D Goetz<br>Review email from E. Stern (Office of the Attorney General) regarding agreement to October 7 date for Judge Abrams conference (.20); e-mail to Bishop Fisher and Diocese team regarding same (.10); e-mails regarding call with Bishop Fisher, Diocese team to discuss agenda for upcoming court conference with Judge Abrams, status of notification of bankruptcy judge of amended procedure for presenting settlement agreement and engagement letter for retention of monitor (.50); attend call with Bishop Fisher and Diocese team and follow-up call with T. Geremia regarding response to the Office of the Attorney General regarding October 7th date for conference (1.30). | 2.10         | 1,890.00      |
| 09/30/22               | J D Goetz<br>Review e-mails from counsel for retired Bishops regarding attendance at October 7th conference with Judge Abrams (.20); e-mail from Judge's chambers regarding virtual conference (.10); follow-up conversation with T. Geremia regarding talking points for conference (.20); e-mail to auditor regarding final draft engagement letter, update on process for district court and bankruptcy court approvals, timing of kick-off meeting in Buffalo with Diocese team after effective date of the settlement agreement (.50); e-mails regarding confirmation of hearing before Judge Abrams on October 7th and preparation for same (.40).  | 1.40         | 1,260.00      |

|                     |              |            |                  |
|---------------------|--------------|------------|------------------|
| <b>Matter Total</b> | <b>57.10</b> | <b>USD</b> | <b>56,570.00</b> |
|---------------------|--------------|------------|------------------|

## Fee/Employment Applications

|          |  |      |          |
|----------|--|------|----------|
| 09/08/22 | N P Yeary<br>Finalize and file a CNO with respect to Jones Day's July Monthly Fee Statement (.20); review as filed CNO (.10); correspond with J. Goetz, S. Donato, and client concerning same (.10). | 0.40 | 208.00   |
| 09/16/22 | N P Yeary<br>Review and revise invoices for services rendered in August for format, privilege, and compliance with filing requirements.  | 2.70 | 1,404.00 |
| 09/22/22 | J D Goetz<br>Review changes to draft statement for August fees, e-mails from N. Yeary regarding same.  | 0.10 | 90.00    |
| 09/22/22 | N P Yeary<br>Further review of invoices for services rendered in August.   | 1.20 | 624.00   |
| 09/28/22 | N P Yeary<br>Further review of invoices for services rendered in August.   | 0.70 | 364.00   |

|                     |             |            |                 |
|---------------------|-------------|------------|-----------------|
| <b>Matter Total</b> | <b>5.10</b> | <b>USD</b> | <b>2,690.00</b> |
|---------------------|-------------|------------|-----------------|

## Case Administration

|          |  |      |        |
|----------|--|------|--------|
| 09/08/22 | J D Goetz<br>Review draft CNO and e-mail to N. Yeary regarding filing of same.                                   | 0.30 | 270.00 |
| 09/30/22 | J D Goetz<br>Review background correspondence, powerpoints to begin drafting talking points for upcoming October | 0.50 | 450.00 |

# JONES DAY

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Roman Catholic Diocese of Buffalo

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October 24, 2022  
Invoice: 221402670

| <i>Date of Service</i> | <i>Timekeeper/Fee Earner Name</i> | <i>Hours</i> | <i>Amount</i>     |
|------------------------|-----------------------------------|--------------|-------------------|
|                        | 7th conference with Judge Abrams. |              |                   |
|                        | <b>Matter Total</b>               | <b>0.80</b>  | <b>USD 720.00</b> |

**Exhibit C**

**Jones Day Invoice for October 1, 2022 – October 31, 2022**

# JONES DAY

**Pittsburgh Office**  
500 Grant Street, Suite 4500  
Pittsburgh, PA 15219-2514  
**(412) 391-3939**

November 22, 2022

764596

Invoice: 221402989

Roman Catholic Diocese of Buffalo  
795 Main Street  
Buffalo, NY 14203  
United States of America

For legal services rendered for the period through October 31, 2022:

|   | <u>Hours</u> |            | <u>Amount</u>            |
|---|--------------|------------|--------------------------|
| State of New York v. Diocese of Buffalo, et al. | 101.20       |            | 89,722.00                |
| Fee/Employment Applications                     | 26.80        |            | 15,532.00                |
| Case Administration                             | 5.40         |            | 1,836.00                 |
| Total Fees                                      | 133.40       | USD        | 107,090.00               |
| <b>TOTAL</b>                                    |              | <b>USD</b> | <b><u>107,090.00</u></b> |

# JONES DAY

764596

Roman Catholic Diocese of Buffalo

Page: 2  
November 22, 2022  
Invoice: 221402989

## Timekeeper/Fee Earner Summary – October 31, 2022

| <i>Timekeeper/Fee Earner<br/>Name</i> | <i>Title</i> | <i>Bar<br/>Year</i> | <i>Hours</i> | <i>Rate<sup>1</sup></i> | <i>Amount</i> |
|---------------------------------------|--------------|---------------------|--------------|-------------------------|---------------|
| L F DeJulius, Jr.                     | Partner      | 2003                | 0.90         | 1,040.00                | 936.00        |
| T R Geremia                           | Partner      | 1999                | 39.20        | 1,080.00                | 42,336.00     |
| T R Geremia                           | Partner      | 1999                | 6.50         | 540.00                  | 3,510.00      |
| J D Goetz                             | Partner      | 1986                | 37.50        | 900.00                  | 33,750.00     |
| E M Joyce                             | Partner      | 1987                | 6.10         | 1,100.00                | 6,710.00      |
| Total                                 |              |                     | 90.20        |                         | 87,242.00     |
| A J Bjorklund                         | Associate    | 2022                | 6.20         | 400.00                  | 2,480.00      |
| C T Neumann                           | Associate    | 2020                | 9.00         | 420.00                  | 3,780.00      |
| N P Yeary                             | Associate    | 2020                | 22.60        | 520.00                  | 11,752.00     |
| Total                                 |              |                     | 37.80        |                         | 18,012.00     |
| J W Bach                              | Paralegal    |                     | 5.40         | 340.00                  | 1,836.00      |
| Total                                 |              |                     | 5.40         |                         | 1,836.00      |
| Total                                 |              |                     | 133.40       | USD                     | 107,090.00    |

<sup>1</sup> Discounted rates reflect a 20% discount to Jones Day's standard rates, as agreed between Jones Day and the Diocese and as disclosed in the *Supplemental Declaration of Bishop Michael William Fisher in Support of the Retention of Jones Day as Special Counsel to the Diocese* [Docket No. 874].

# JONES DAY

764596

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November 22, 2022

Roman Catholic Diocese of Buffalo

Invoice: 221402989

## Fee Detail

| <i>Date of Service</i>   | <i>Timekeeper/Fee Earner Name</i> | <i>Hours</i> | <i>Amount</i> |
|--|-----------------------------------|--------------|---------------|
| <b>State of New York v. Diocese of Buffalo, et al.</b>   |                                   |              |               |
| 10/02/22   | J D Goetz                         | 0.90         | 810.00        |
| Draft talking points for an upcoming conference with Judge Abrams, review background materials and correspondence for same (.5); revise draft motion for retention of independent auditor and payment of fees for same (.4).   |                                   |              |               |
| 10/03/22   | T R Geremia                       | 2.10         | 2,268.00      |
| Meet with Diocese team regarding settlement (1.2); work on website change and approval by College of Consultors (.9).  |                                   |              |               |
| 10/03/22   | J D Goetz                         | 2.30         | 2,070.00      |
| Emails to S. Donato regarding retention of independent auditor (.3); review edits to draft from T. Geremia and responses from S. Donato to same (.3); review edits to draft settlement related materials with Office of the Attorney General (.3); attend call with Diocese team and T. Geremia to discuss matters related to public release of settlement agreement (1.0); review emails regarding updated version of Diocese policies (.2); additions to Diocese website in light of Stipulated Final Order (.2).              |                                   |              |               |
| 10/04/22   | T R Geremia                       | 1.20         | 1,296.00      |
| Work on revisions to website in light of Stipulated Final Order.   |                                   |              |               |
| 10/04/22   | J D Goetz                         | 1.00         | 900.00        |
| Review emails from Diocese regarding changes in website portal in light of settlement agreement (.30); review updated drafts of materials related to the settlement agreement, emails from client regarding same (.70).  |                                   |              |               |
| 10/05/22   | T R Geremia                       | 2.20         | 2,376.00      |
| Meet with client team concerning announcement of Stipulated Final Order (1.9); conference with J. Goetz regarding settlement (.3).   |                                   |              |               |
| 10/05/22   | J D Goetz                         | 2.30         | 2,070.00      |
| Review draft materials related to settlement agreement (.4); attend call with Bishop Fisher, Diocese team, T. Geremia to discuss same (1.1); conversation with T. Geremia regarding upcoming conference with Judge Abrams and related topics (.5); review additional emails regarding upcoming Diocese press conference regarding settlement agreement (.3).   |                                   |              |               |
| 10/06/22   | T R Geremia                       | 1.50         | 1,620.00      |
| Draft talking points for conference with district court concerning Stipulated Final Order.   |                                   |              |               |
| 10/06/22   | J D Goetz                         | 1.50         | 1,350.00      |
| Review draft outline of points to make during October 7 status conference with Judge Abrams (.4); email to T. Geremia regarding comments on same (.1); review emails regarding cost estimates to complete independent auditor work during year one of agreement and subsequent years (.4); respond to email from Diocese team regarding process for approval of settlement agreement and independent audit (.3); review updated draft motion to approve retention of independent auditor, as circulated by Diocese counsel (.3). |                                   |              |               |
| 10/07/22   | L F DeJulius, Jr.                 | 0.90         | 936.00        |
| Review talking points and settlement agreement in preparation for status conference (.40); attend status conference regarding the same (.50).  |                                   |              |               |
| 10/07/22   | T R Geremia                       | 2.60         | 2,808.00      |
| Meet with Office of the Attorney General regarding upcoming district court conference and with J. Goetz  |                                   |              |               |



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Roman Catholic Diocese of Buffalo

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| <i>Date of Service</i> | <i>Timekeeper/Fee Earner Name</i>  | <i>Hours</i> | <i>Amount</i> |
|------------------------|--|--------------|---------------|
|                        | regarding same (1.0); attending conference with district court (.8); call with client regarding court conference (.8).   |              |               |
| 10/07/22               | J D Goetz<br>Review emails Bishop Fisher and Diocese team regarding upcoming press conference, Bishop Fisher comments on same (.5); prepare for status conference before Judge Abrams, review Office of the Attorney General correspondence and finalized settlement agreement, including attachments (.6); review talking points for conference and related notes from review of previous draft agreement submitted to Judge Abrams (.4); review emails from E. Stern (Office of the Attorney General), T. Geremia regarding agenda for conference with Judge Abrams, new expected date for Office of the Attorney General to sign settlement agreement and related changes because of additional time (.3); conversation with T. Geremia regarding results of Office of the Attorney General call and revised date for submission of settlement agreement (.3); attend conference with Judge Abrams regarding revised final version of settlement agreement, procedure for presentation to bankruptcy court, timing of Office of the Attorney General signature to agreement (.5); attend call with Bishop Fisher, Diocese team regarding results of call with Judge Abrams, next steps regarding signing and submitting agreement to Court (.5); email to independent auditor under the settlement agreement regarding update on conference and new date for submission of agreement to Court (.3). | 3.40         | 3,060.00      |
| 10/08/22               | J D Goetz<br>Email to S. Donato regarding update on results of conference with Judge Abrams on October 7, next steps.  | 0.30         | 270.00        |
| 10/10/22               | J D Goetz<br>Respond to emails from Diocese team regarding timing of settlement announcement and related matters.  | 0.30         | 270.00        |
| 10/11/22               | T R Geremia<br>Draft correspondence concerning timing of settlement announcement.  | 0.70         | 756.00        |
| 10/11/22               | J D Goetz<br>Email to Bishop Fisher, Diocese team regarding matters related to settlement announcement (.2); review email and revised talking points from client regarding same (.3); emails to T. Geremia regarding comments on Office of the Attorney General position, new date for submission of signed settlement agreement to Judge Abrams (.2).   | 0.70         | 630.00        |
| 10/11/22               | E M Joyce<br>Review insurance related materials and Blank Rome attorney regarding insurance related matters (.70); communicate and emails with T. Geremia regarding same and next steps (.20).   | 0.90         | 990.00        |
| 10/13/22               | T R Geremia<br>Meet with client concerning finalizing settlement agreement and insurance related issues.   | 0.90         | 972.00        |
| 10/13/22               | J D Goetz<br>Review emails regarding open tasks, draft remarks of client regarding public announcement of settlement agreement.  | 0.30         | 270.00        |
| 10/13/22               | E M Joyce<br>Review various correspondence with client and T. Geremia regarding insurance related matters and further discussions with Blank Rome attorneys regarding same (.30); review insurance related materials (.60).  | 0.90         | 990.00        |
| 10/14/22               | E M Joyce<br>Review insurance materials.   | 0.70         | 770.00        |
| 10/15/22               | E M Joyce<br>Review insurance materials (.20); communicate and emails with T. Geremia regarding discussions with Blank Rome attorneys insurance related issues (.10).  | 0.30         | 330.00        |

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| <i>Date of Service</i>  | <i>Timekeeper/Fee Earner Name</i> | <i>Hours</i> | <i>Amount</i> |
|---|-----------------------------------|--------------|---------------|
| 10/17/22  | J D Goetz                         | 0.60         | 540.00        |
| Review revisions to draft materials in preparation for settlement announcement (.3); email to T. Geremia regarding open items to prepare for public release of settlement agreement (.3).   |                                   |              |               |
| 10/17/22  | E M Joyce                         | 0.40         | 440.00        |
| Review insurance materials (.30); communicate and emails with T. Geremia regarding same and conference call with Blank Rome attorneys (.10).  |                                   |              |               |
| 10/18/22  | T R Geremia                       | 2.10         | 2,268.00      |
| Revise points for announcement of settlement agreement and meet with client and J. Goetz regarding same.  |                                   |              |               |
| 10/18/22  | J D Goetz                         | 1.20         | 1,080.00      |
| Review updated draft petition to file with bankruptcy court regarding retention of independent auditor (.4), email to T. Geremia regarding comments on same (.1); email to Diocese team regarding upcoming conference in preparation for signing of settlement agreement on October 25, next steps regarding outstanding tasks (.3); conversation with T. Geremia regarding comments on open tasks before signing of agreement (.5).  |                                   |              |               |
| 10/18/22  | E M Joyce                         | 0.80         | 880.00        |
| Review insurance related materials (.60); communicate and emails with Blank Rome attorneys and T. Geremia regarding same (.20).   |                                   |              |               |
| 10/19/22  | A J Bjorklund                     | 2.90         | 1,160.00      |
| Prepare for and attend meeting with J. Goetz, T. Geremia, and legal team of Diocese (1.40); prepare binder of centralized documents concerning upcoming entry of settlement agreement (.20); review proposed settlement agreement (1.30).   |                                   |              |               |
| 10/19/22  | T R Geremia                       | 1.80         | 1,944.00      |
| Meet with client concerning settlement announcement (1.0); meet with client regarding chancery issue related to settlement and with J. Goetz regarding same (.8).   |                                   |              |               |
| 10/19/22  | J D Goetz                         | 2.30         | 2,070.00      |
| Email to Diocese team regarding agenda of open issues leading up to public release of settlement agreement (.5); respond to email from A. Rivera (Bond) regarding status of settlement agreement and expected timeline for presentation of same to Judge Abrams for approval and entry on public docket (.3); attend call with Bishop Fisher, Diocese team regarding settlement agreement, timetable for presenting agreement to district court and related bankruptcy court filings (1.3); review email from E. Stern (Office of the Attorney General) regarding motion to approval auditor (.1); response to same (.1). |                                   |              |               |
| 10/19/22  | E M Joyce                         | 0.30         | 330.00        |
| Review claim correspondence and materials related to insurance issue and conference call with Blank Rome attorneys (.20); communicate and emails with T. Geremia regarding same (.10).  |                                   |              |               |
| 10/20/22  | A J Bjorklund                     | 1.80         | 720.00        |
| Prepare binder of key documents and facts for upcoming events.  |                                   |              |               |
| 10/20/22  | T R Geremia                       | 3.30         | 3,564.00      |
| Meet with counsel for individual defendants regarding settlement (1.4); conference with client regarding settlement (.5); revising Policy & Procedures and engagement letter with auditor (1.1); comments on motion to retain auditor (.3).   |                                   |              |               |
| 10/20/22  | J D Goetz                         | 1.60         | 1,440.00      |
| Attend call with counsel team regarding press conference following settlement announcement and follow-up  |                                   |              |               |

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| <i>Date of Service</i> | <i>Timekeeper/Fee Earner Name</i>   | <i>Hours</i> | <i>Amount</i> |
|------------------------|---|--------------|---------------|
|                        | call with client to discuss speaking role (1.3); review follow-up emails regarding same and motion to retain independent auditor (.3).  |              |               |
| 10/20/22               | C T Neumann<br>Communicate (in firm) with J. Goetz regarding final preparations prior to settlement agreement going live next week (.10); communicate (in firm) regarding preparation for release of settlement agreement next week (.20).  | 0.30         | 126.00        |
| 10/21/22               | A J Bjorklund<br>Supplement key documents binder related to upcoming settlement announcement.   | 0.50         | 200.00        |
| 10/21/22               | T R Geremia<br>Meet with T. Connors regarding settlement announcement.  | 0.60         | 648.00        |
| 10/21/22               | J D Goetz<br>Review further revised draft of materials related to settlement announcement as circulated by client (.4); revisions by L. Quinlan to same (.1); attend call with T. Connors, L. Quinlan and T. Geremia regarding preparation for public release of settlement agreement and related matters (.8).   | 1.30         | 1,170.00      |
| 10/21/22               | E M Joyce<br>Review insurance materials related to settlement agreement (.80); communicate and emails with T. Geremia and Blank Rome attorneys regarding conference call to discuss matters related to settlement agreement (.30).  | 1.10         | 1,210.00      |
| 10/23/22               | T R Geremia<br>Review and finalize Stipulated Final Order and exhibits to same (2.1); revise draft communications for settlement announcement (.4); prepare final engagement letter for auditor (.6).   | 3.10         | 3,348.00      |
| 10/23/22               | J D Goetz<br>Review emails regarding Diocese's executed settlement agreement, Office of the Attorney General response and questions regarding same (.4); email to auditor regarding signed engagement letter for auditing services (.2); review emails regarding additional revisions to documents related to settlement announcement (.2).   | 0.80         | 720.00        |
| 10/24/22               | A J Bjorklund<br>Attend call with J. Goetz to prepare for release of settlement agreement and press releases tomorrow.  | 1.00         | 400.00        |
| 10/24/22               | T R Geremia<br>Working on settlement announcement with client and communications team.  | 5.80         | 6,264.00      |
| 10/24/22               | J D Goetz<br>Various emails, meet with C. Neumann to prepare for settlement announcement, binder of case materials for same (.8); conference calls with counsel for retired Bishops (.8) and Diocese team (1.0) to prepare for public release of settlement agreement, signed engagement letter with auditor; follow-up call with counsel for retired Bishops regarding attendances at press conference following the settlement (.5); review, respond to emails from E. Stern (Office of the Attorney General) regarding release of signature pages for settlement agreement (.5). | 3.60         | 3,240.00      |
| 10/24/22               | E M Joyce<br>Communicate and emails with T. Geremia and defense counsel regarding insurance matters related to settlement agreement (.20); review various materials/documentation regarding same (.50).   | 0.70         | 770.00        |
| 10/24/22               | C T Neumann<br>Communicate with J. Goetz, T. Geremia regarding preparing documents for trip to Buffalo, comparison documents for Bishop, and preparations for settlement release and announcement (.50); review and analyze all documents in preparation for settlement release and announcement, including final signed settlement   | 4.20         | 1,764.00      |

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| <i>Date of Service</i> | <i>Timekeeper/Fee Earner Name</i>   | <i>Hours</i>  | <i>Amount</i>        |
|------------------------|---|---------------|----------------------|
|                        | agreement and all exhibits (3.70).  |               |                      |
| 10/25/22               | T R Geremia   | 7.10          | 7,668.00             |
|                        | Prepare for announcing settlement agreement and working with client concerning same.  |               |                      |
| 10/25/22               | J D Goetz   | 5.30          | 4,770.00             |
|                        | Emails regarding filing of settlement agreement with Judge Abrams, signature pages, and expected timetable for entry on public docket (.5); prepare for public announcement of settlement agreement, meet with Bishop Fisher and Diocese team regarding same (2.0); attend public news conference regarding settlement agreement (1.0); discussions with Bishop Fisher and Diocese team regarding results of conference and next steps (1.5); emails to auditor regarding public filing of settlement agreement, press release regarding same (.3).   |               |                      |
| 10/25/22               | C T Neumann   | 4.50          | 1,890.00             |
|                        | Prepare for public announcement of settlement agreement, meet with Bishop Fisher and Diocese team regarding same (2.0); attend public news conference regarding settlement agreement (1.0); discussions with Bishop Fisher and Diocese team regarding results of conference and next steps (1.5).   |               |                      |
| 10/26/22               | T R Geremia   | 0.60          | 648.00               |
|                        | Draft response to media article concerning settlement agreement as instructed by client.  |               |                      |
| 10/26/22               | T R Geremia   | 3.25          | 3,510.00             |
|                        | Travel from Buffalo to New York in connection with settlement announcement (charged at 50%).  |               |                      |
| 10/26/22               | J D Goetz   | 2.40          | 2,160.00             |
|                        | Email to E. Stern (Office of the Attorney General) regarding as-filed motion for approval of independent auditor, expected return date for same (.2); review notice of motion to approve independent auditor (.2); emails to E. Stern (Office of the Attorney General) and Diocese team regarding same (.3); email to independent auditor regarding hearing date (.2); email to S. Donato regarding preparation and attendances at hearing (.2); meet with T. Connors and L. Quinlan regarding next steps following public disclosure of settlement agreement and presentment of motion to retain auditor (.5); respond to emails from Diocese team regarding responses to media coverage regarding terms of settlement agreement (.5); email to L. DeJulius regarding results of settlement announcement, next steps (.3). |               |                      |
| 10/31/22               | T R Geremia   | 3.60          | 3,888.00             |
|                        | Meet with client concerning insurer FOIL request (1.0); draft letter to Office of the Attorney General regarding return of documents and confer with client concerning same (2.1); work on fee application (.5).  |               |                      |
| 10/31/22               | J D Goetz   | 1.20          | 1,080.00             |
|                        | Review emails regarding agenda for call to discuss documents produced during Office of the Attorney General investigation, settlement discussions (.4), review and revise draft letter to Office of the Attorney General return of documents produced during settlement discussions (.4), follow-up emails to T. Geremia and Diocese regarding finalizing letter and points to include in second letter regarding documents produced during Office of the Attorney General investigation (.4).  |               |                      |
| <b>Matter Total</b>    |   | <b>101.20</b> | <b>USD 89,722.00</b> |

## Fee/Employment Applications

|          |  |      |        |
|----------|--|------|--------|
| 10/04/22 | J D Goetz  | 0.40 | 360.00 |
|          | Review, revise draft fee statement for August services, email to N. Yeary regarding revisions and timetable for finalizing same. |      |        |

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| <i>Date of Service</i> | <i>Timekeeper/Fee Earner Name</i>  | <i>Hours</i> | <i>Amount</i> |
|------------------------|--|--------------|---------------|
| 10/04/22               | N P Yeary<br>Review latest edits to invoices for services rendered in August (0.6); draft fee statement covering services rendered in the month of August (0.4); correspond to Goetz and Ernst concerning same (0.1); review September invoices for format and privilege (1.0); correspond with Goetz and Ernst concerning same (0.1).   | 2.20         | 1,144.00      |
| 10/05/22               | J D Goetz<br>Review, respond to emails from N. Yeary regarding October filing for next interim fees hearing.   | 0.30         | 270.00        |
| 10/05/22               | N P Yeary<br>Correspond with Goetz regarding interim fee application process (0.4); draft a monthly fee application for services rendered in August (0.4); correspond with client concerning same (0.3); file a monthly fee statement covering services rendered in August (0.3); review as filed copy and co-ordinate service of same (0.1); review draft settlement agreement press release (0.1); review and analyze previously filed fee applications in connection with revisions to an upcoming press release concerning settlement with the Attorney General (0.3). | 1.90         | 988.00        |
| 10/06/22               | N P Yeary<br>Review monthly fee statement for the month of September.  | 0.40         | 208.00        |
| 10/10/22               | N P Yeary<br>Review September invoices (1.2); correspond with Ernst and Goetz concerning same (0.2); draft interim fee application (2.2).  | 3.50         | 1,820.00      |
| 10/11/22               | N P Yeary<br>Draft interim fee application (1.4); review September invoices (0.1); correspond with J. Goetz and T. Ernst concerning same (0.1); continue drafting interim fee application (1.9) related correspondence with T. Ernst (0.3).  | 3.80         | 1,976.00      |
| 10/13/22               | J D Goetz<br>Email to N. Yeary regarding content to incorporate into upcoming interim fees petition, letters with Office of the Attorney General in 2022.  | 0.30         | 270.00        |
| 10/14/22               | N P Yeary<br>Draft interim fee application.  | 1.40         | 728.00        |
| 10/17/22               | J D Goetz<br>Review draft of interim fees petition (.3), email to N. Yeary regarding comments and revisions to same (.2).  | 0.50         | 450.00        |
| 10/17/22               | N P Yeary<br>Correspond with J. Goetz concerning interim fee application.  | 0.20         | 104.00        |
| 10/18/22               | J D Goetz<br>Conversation with N. Yeary regarding revisions to draft petition for next interim fees hearing, update on negotiations with Office of the Attorney General and expected conclusion of same.   | 0.50         | 450.00        |
| 10/18/22               | N P Yeary<br>Confer with J. Goetz concerning status of Attorney General settlement, presentment to District and Bankruptcy Courts, and related bankruptcy court filings.   | 0.50         | 260.00        |
| 10/19/22               | N P Yeary<br>Revise interim fee application (3.7); prepare a CNO covering August Fee Statement (0.2).  | 3.90         | 2,028.00      |
| 10/20/22               | N P Yeary<br>Finalize a CNO covering August monthly fee statement (0.1) file same (0.2); correspond with client  | 0.50         | 260.00        |

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| <i>Date of Service</i> | <i>Timekeeper/Fee Earner Name</i>  | <i>Hours</i> | <i>Amount</i>        |
|------------------------|--|--------------|----------------------|
|                        | regarding as filed version of same (0.2).  |              |                      |
| 10/24/22               | N P Yeary<br>Correspond with Ernst regarding September monthly invoice (0.1); prepare a Monthly Fee Statement covering services rendered in the month of September (0.3); correspond with client regarding same (0.2).   | 0.60         | 312.00               |
| 10/27/22               | J D Goetz<br>Revise interim fee application, email to N. Yeary regarding revisions to same.  | 0.50         | 450.00               |
| 10/27/22               | N P Yeary<br>Correspond with J. Goetz regarding September and Interim Fee Statements (0.3); finalize a fee statement covering services rendered in September (0.1); file same (0.2); review as filed copy and co-ordinate service with Stretto team (0.1); prepare a Notice of Hearing covering Fourth Interim Fee Application of Jones Day (0.4).   | 1.10         | 572.00               |
| 10/28/22               | J D Goetz<br>Respond to email from Bond regarding CNA's upcoming FOIL request for production of Office of the Attorney General documents (.2); follow-up conversation with S. Donato regarding scope, timing and response to request (.4).   | 0.60         | 540.00               |
| 10/28/22               | N P Yeary<br>Revise interim fee application.   | 1.10         | 572.00               |
| 10/29/22               | J D Goetz<br>Review emails from S. Donato, T. Connors regarding response to CNA's forthcoming FOIL request for Office of the Attorney General documents (.2); follow-up email to T. Geremia regarding index of documents produced during Office of the Attorney General litigation (.1).   | 0.30         | 270.00               |
| 10/31/22               | J D Goetz<br>Review, revise interim fee application, emails to N. Yeary and T. Geremia regarding same, review additional revisions to draft fee application, comments from Bond regarding same.  | 0.80         | 720.00               |
| 10/31/22               | N P Yeary<br>Review local rules for the bankruptcy court and follow-up with J. Goetz regarding same (0.2); incorporate edits from T. Geremia to interim fee application (0.2); correspond with Bond team regarding filing of interim fee application (0.1); review of relevant bankruptcy local rules and revise interim fee application in connection with the same (0.8); correspond with J. Goetz, T. Geremia and Bond team regarding same (0.2). | 1.50         | 780.00               |
| <b>Matter Total</b>    |  | <b>26.80</b> | <b>USD 15,532.00</b> |

## Case Administration

|          |  |      |        |
|----------|--|------|--------|
| 10/20/22 | J W Bach<br>Meeting regarding creation of binder for upcoming settlement announcement; create binder electronically. | 2.30 | 782.00 |
| 10/21/22 | J W Bach<br>Review and attend to incoming correspondence for settlement binder news conference.                      | 0.60 | 204.00 |
| 10/24/22 | J W Bach<br>Prepare materials requested for settlement announcement as requested by J. Goetz.                        | 2.00 | 680.00 |
| 10/25/22 | J W Bach<br>Review and attend to incoming court filings and correspondence.  | 0.30 | 102.00 |

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| <i>Date of Service</i> | <i>Timekeeper/Fee Earner Name</i>                                     | <i>Hours</i> | <i>Amount</i>       |
|------------------------|---|--------------|---------------------|
| 10/26/22               | J W Bach<br>Review and attend to incoming court filings and articles. | 0.20         | 68.00               |
|                        | <b>Matter Total</b>   | <b>5.40</b>  | <b>USD 1,836.00</b> |

**Exhibit D**

**Jones Day Invoice for November 1, 2022 – November 30, 2022**



# JONES DAY

**Pittsburgh Office**  
500 Grant Street, Suite 4500  
Pittsburgh, PA 15219-2514  
**(412) 391-3939**

January 11, 2023

764596

Invoice: 231400020

Roman Catholic Diocese of Buffalo  
795 Main Street  
Buffalo, NY 14203  
United States of America

For legal services rendered for the period through November 30, 2022:

|   | <u>Hours</u> | <u>Amount</u>           |
|---|--------------|-------------------------|
| State of New York v. Diocese of Buffalo, et al. | 46.20        | 44,042.00               |
| Fee/Employment Applications                     | 4.40         | 2,230.00                |
| Case Administration                             | 0.50         | 450.00                  |
| Total Fees                                      | 51.10 USD    | 46,722.00               |
| Total Billed Disbursements                      | USD          | <u>1,962.17</u> **      |
| <b>TOTAL</b>                                    | <b>USD</b>   | <b><u>48,684.17</u></b> |

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Roman Catholic Diocese of Buffalo

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## Disbursement & Charges Summary

|                                     |        |
|-------------------------------------|--------|
| Federal Express Charges             | 27.07  |
| Travel - Air Fare                   | 672.08 |
| Travel - Food and Beverage Expenses | 73.84  |
| Travel - Hotel Charges              | 789.68 |
| Travel - Other Costs                | 277.50 |
| Travel - Taxi Charges               | 122.00 |

USD 1,962.17 \*\*

# JONES DAY

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Roman Catholic Diocese of Buffalo

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## Timekeeper/Fee Earner Summary – November 30, 2022

| <i>Timekeeper/Fee Earner<br/>Name</i> | <i>Title</i> | <i>Bar<br/>Year</i> | <i>Hours</i> | <i>Rate<sup>1</sup></i> | <i>Amount</i> |
|---------------------------------------|--------------|---------------------|--------------|-------------------------|---------------|
| T R Geremia                           | Partner      | 1999                | 19.10        | 1,080.00                | 20,628.00     |
| J D Goetz                             | Partner      | 1986                | 23.90        | 900.00                  | 21,510.00     |
| E M Joyce                             | Partner      | 1987                | 1.30         | 1,100.00                | 1,430.00      |
| Total                                 |              |                     | 44.30        |                         | 43,568.00     |
| A J Bjorklund                         | Associate    | 2022                | 1.80         | 400.00                  | 720.00        |
| C T Neumann                           | Associate    | 2020                | 0.70         | 420.00                  | 294.00        |
| N P Yeary                             | Associate    | 2020                | 3.70         | 520.00                  | 1,924.00      |
| Total                                 |              |                     | 6.20         |                         | 2,938.00      |
| C M Gugg                              | Paralegal    |                     | 0.60         | 360.00                  | 216.00        |
| Total                                 |              |                     | 0.60         |                         | 216.00        |
| Total                                 |              |                     | 51.10        | USD                     | 46,722.00     |

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<sup>1</sup> Discounted rates reflect a 20% discount to Jones Day's standard rates, as agreed between Jones Day and the Diocese and as disclosed in the *Supplemental Declaration of Bishop Michael William Fisher in Support of the Retention of Jones Day as Special Counsel to the Diocese* [Docket No. 874].

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## Fee Detail

| <i>Date of Service</i>  | <i>Timekeeper/Fee Earner Name</i> | <i>Hours</i> | <i>Amount</i> |
|---|-----------------------------------|--------------|---------------|
| <b>State of New York v. Diocese of Buffalo, et al.</b>  |                                   |              |               |
| 11/01/22  | T R Geremia                       | 1.10         | 1,188.00      |
| Conference with Diocese insurance coverage counsel regarding Office of the Attorney General action (.6); comments on letter to insurer (.5).  |                                   |              |               |
| 11/01/22  | J D Goetz                         | 0.80         | 720.00        |
| Review draft letter to insurer responding to FOIL request for documents produced to Office of the Attorney General by Diocese (.2); comments and revisions to same (.4); finalized draft sent to insurer (.2).  |                                   |              |               |
| 11/01/22  | E M Joyce                         | 1.30         | 1,430.00      |
| Review various claim correspondence with captive insurer and review insurance related materials (.90); communicate, conference call and emails with T. Geremia and Blank Rome attorneys regarding same, potential response and next steps (.40).  |                                   |              |               |
| 11/02/22  | T R Geremia                       | 1.90         | 2,052.00      |
| Drafting letter to Office of the Attorney General and conference with J. Goetz regarding same.  |                                   |              |               |
| 11/02/22  | J D Goetz                         | 1.30         | 1,170.00      |
| Review, revise second letter to Office of the Attorney General regarding treatment of documents produced by the Diocese during settlement negotiations and email to T. Geremia regarding comments on same (.6); review and respond to email from T. Connors regarding next steps following effective date of settlement agreement (.3); emails to S. Donato regarding November 9 hearing regarding motion to retain K. McChesney (.4).  |                                   |              |               |
| 11/03/22  | T R Geremia                       | 0.70         | 756.00        |
| Draft letter to Office of the Attorney General regarding treatment of documents produced during lawsuit and investigation.  |                                   |              |               |
| 11/03/22  | J D Goetz                         | 1.50         | 1,350.00      |
| Emails to T. Geremia, T. Connors regarding agenda for call with Diocese team regarding settlement agreement (.30); revise response outlining posting of settlement agreement, November 9 hearing on motion to approve independent auditor (.50); revise second draft letter to Office of the Attorney General regarding FOIL issues and the treatment of documents produced by the Diocese during settlement negotiations (.40); emails to T. Geremia regarding comments on draft (.20); review finalized letter to Office of the Attorney General (.10). |                                   |              |               |
| 11/04/22  | T R Geremia                       | 0.50         | 540.00        |
| Conference with S. Donato, K. McChesney and J. Goetz regarding bankruptcy court hearing.  |                                   |              |               |
| 11/04/22  | J D Goetz                         | 1.00         | 900.00        |
| Conversation with S. Donato and A. Rivera regarding preparation for November 9 hearing on motion to retain independent auditor (.50); email to K. McChesney regarding November 8 conference call to discuss same (.20); review, finalize response regarding update on settlement of Office of the Attorney General claims (.30).  |                                   |              |               |
| 11/07/22  | J D Goetz                         | 0.30         | 270.00        |
| Emails to T. Geremia regarding recent proceedings in bankruptcy cases, implications for Diocese of Buffalo case.  |                                   |              |               |
| 11/08/22  | T R Geremia                       | 1.20         | 1,296.00      |
| Meet with J. Goetz and K. McChesney regarding bankruptcy court hearing.   |                                   |              |               |

# JONES DAY

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Roman Catholic Diocese of Buffalo

January 11, 2023  
Invoice: 231400020

| <i>Date of Service</i>   | <i>Timekeeper/Fee Earner Name</i> | <i>Hours</i> | <i>Amount</i> |
|--|-----------------------------------|--------------|---------------|
| 11/08/22   | J D Goetz                         | 1.80         | 1,620.00      |
| Review motion to approve independent auditor, supporting exhibits for same (.50); review letter from E. Stern (Office of the Attorney General) responding to request regarding treatment of documents produced by the Diocese during settlement negotiations (.30); attend conference call with S. Donato, T. Geremia, K. McChesney regarding agenda for bankruptcy court hearing on November 9, points to make in support of retention of independent auditor (1.00).   |                                   |              |               |
| 11/09/22   | A J Bjorklund                     | 1.80         | 720.00        |
| Attend bankruptcy court conference for approval of auditor (1.00); attend client call (.80).   |                                   |              |               |
| 11/09/22   | T R Geremia                       | 3.20         | 3,456.00      |
| Meet with L. Quinlan and client to prepare for materials to transmit to auditor (.8); attend bankruptcy court hearing regarding retention of auditor (1.0); prepare for bankruptcy court hearing (.4); meet with client regarding bankruptcy court hearing (1.0).  |                                   |              |               |
| 11/09/22   | J D Goetz                         | 4.80         | 4,320.00      |
| Review emails regarding response to Office of the Attorney General letter regarding FOIL issues and the treatment of documents produced by the Diocese during settlement negotiations (.20); prepare for hearing on motion to approve retention of independent auditor, draft list of speaking points on issues that could arise during same (2.00); email to client and Diocese team regarding update on plan for hearing and request for call to discuss results (.30); attend hearing before the bankruptcy court regarding motion to approve retention of independent auditor (1.00); follow-up conversations with T. Geremia and S. Donato regarding results of hearing and follow-up regarding terms for payment of auditor under bankruptcy code (.50); attend call with Bishop Fisher, Diocese team regarding results of hearing, next steps regarding scheduling orientation meeting and attendances, agenda for meeting with K. McChesney (.80). |                                   |              |               |
| 11/09/22   | C T Neumann                       | 0.70         | 294.00        |
| Communicate (in firm) with J. Goetz and T. Geremia regarding Bankruptcy Court hearing on Diocese's Motion to appoint Kinsale Management Consulting as the compliance auditor under the agreement with the Office of the Attorney General.  |                                   |              |               |
| 11/10/22   | T R Geremia                       | 0.70         | 756.00        |
| Conference with Child Protection Policy Coordinator and COO regarding settlement agreement execution (.4); conference with J. Goetz regarding same (.3).   |                                   |              |               |
| 11/10/22   | J D Goetz                         | 0.30         | 270.00        |
| Emails to T. Geremia regarding points to make in response to Office of the Attorney General November 7 letter regarding FOIL treatment of documents produced during lawsuit and settlement negotiations.   |                                   |              |               |
| 11/14/22   | T R Geremia                       | 1.50         | 1,620.00      |
| Draft letter to Office of the Attorney General regarding treatment of documents produced during case and FOIL issues.  |                                   |              |               |
| 11/15/22   | T R Geremia                       | 0.80         | 864.00        |
| Drafting letter to Office of the Attorney General regarding treatment of documents and meet with J. Goetz regard same.   |                                   |              |               |
| 11/15/22   | J D Goetz                         | 0.40         | 360.00        |
| Review, revise draft letter to Office of the Attorney General regarding treatment of documents produced by the Diocese during settlement negotiations, FOIL treatment of documents produced by Diocese pursuant to investigation.  |                                   |              |               |

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Roman Catholic Diocese of Buffalo

January 11, 2023  
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| <i>Date of Service</i>  | <i>Timekeeper/Fee Earner Name</i> | <i>Hours</i> | <i>Amount</i> |
|---|-----------------------------------|--------------|---------------|
| 11/16/22  | T R Geremia                       | 0.60         | 648.00        |
| Conference with client regarding treatment of documents produced to Office of the Attorney General in lawsuit and settlement negotiations.  |                                   |              |               |
| 11/16/22  | J D Goetz                         | 0.80         | 720.00        |
| Review emails regarding notification from Office of the Attorney General regarding FOIL request for materials (.30); respond to email from T. Geremia regarding notification of Diocese and response to Office of the Attorney General correspondence (.20); review updated draft letter responding to Office of the Attorney General regarding return of settlement materials, Office of the Attorney General treatment of documents under FOIL law (.30). |                                   |              |               |
| 11/18/22  | T R Geremia                       | 0.70         | 756.00        |
| Meet with J. Goetz regarding Office of the Attorney General handling of documents produced in connection with lawsuit and settlement negotiations and FOIL requests concerning same.  |                                   |              |               |
| 11/18/22  | J D Goetz                         | 0.30         | 270.00        |
| Meet with T. Geremia to discuss strategy for responding to Office of the Attorney General notification of FOIL request for documents produced during the lawsuit and settlement negotiations.   |                                   |              |               |
| 11/21/22  | T R Geremia                       | 2.40         | 2,592.00      |
| Review and analyze request for documents in connection with Office of the Attorney General lawsuit and investigation (.8); communicate with client in connection with same (1.0); correspondence with Office of the Attorney General regarding request (.6).  |                                   |              |               |
| 11/21/22  | J D Goetz                         | 1.20         | 1,080.00      |
| Review emails to Office of the Attorney General FOIL office regarding request for extension of time and strategy regarding response to same (.40); conversation with T. Geremia regarding strategy for responding to FOIL notice by Office of the Attorney General office, attend follow-up call with Diocese team to discuss same and agenda for an upcoming meeting with Diocese team (.80).  |                                   |              |               |
| 11/22/22  | J D Goetz                         | 0.80         | 720.00        |
| Review email, agenda, and flowchart of Diocesan responsibilities under settlement agreement, as circulated by client (.50); email to T. Geremia regarding preparation for December 1 meeting with independent auditor, presentation during same regarding implementation of the settlement agreement (.30).   |                                   |              |               |
| 11/23/22  | J D Goetz                         | 0.30         | 270.00        |
| Email to client regarding agenda and start time for upcoming meeting (.10); conversation with T. Geremia regarding slide deck for Jones Day presentation (.20).   |                                   |              |               |
| 11/28/22  | T R Geremia                       | 1.80         | 1,944.00      |
| Prepare for kickoff meeting with client group to implement settlement agreement and drafting slides in connection with same.  |                                   |              |               |
| 11/28/22  | J D Goetz                         | 1.50         | 1,350.00      |
| Review, respond to email from K. McChesney regarding preparation for upcoming meeting (.20); assemble materials for same (.20); conversation with client regarding agenda and attendances for meeting with K. McChesney (.30); email to T. Geremia regarding slide deck for meeting (.20); review initial draft of slide deck for upcoming meeting (.20); email to T. Geremia regarding comments and additions to same (.40).                               |                                   |              |               |
| 11/29/22  | T R Geremia                       | 1.20         | 1,296.00      |
| Revise slides for upcoming client meeting regarding executing settlement agreement.   |                                   |              |               |
| 11/29/22  | J D Goetz                         | 1.70         | 1,530.00      |
| Respond to email from K. McChesney regarding agenda for meeting, one-on-one meetings after group  |                                   |              |               |

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| <i>Date of Service</i> | <i>Timekeeper/Fee Earner Name</i> | <i>Hours</i> | <i>Amount</i> |
|------------------------|-----------------------------------|--------------|---------------|
|------------------------|-----------------------------------|--------------|---------------|

session, status of bankruptcy judge approval of retention of independent auditor, timetable for drafting audit plan following meetings (.50); review, revise updated draft slide deck for upcoming meeting with Diocese team, K. McChesney (1.00); email to T. Geremia regarding additional points to incorporate from Diocese process to implement settlement agreement (.20).

|   |             |      |        |
|---|-------------|------|--------|
| 11/30/22  | T R Geremia | 0.80 | 864.00 |
| Revise slides for meeting with client team and K. McChesney to prepare for execution of settlement agreement. |             |      |        |

|  |           |      |          |
|--|-----------|------|----------|
| 11/30/22   | J D Goetz | 4.50 | 4,050.00 |
| Discuss agenda of remarks for Jones Day presentation and conversation with T. Geremia regarding final changes to Jones Day slide deck and division of speaking roles (1.00); email to client regarding preparation of retainer for K. McChesney (.30); prepare for kick-off meeting at Diocese regarding implementation of the settlement agreement, role of independent auditor (3.20). |           |      |          |

|                     |              |            |                  |
|---------------------|--------------|------------|------------------|
| <b>Matter Total</b> | <b>46.20</b> | <b>USD</b> | <b>44,042.00</b> |
|---------------------|--------------|------------|------------------|

## Fee/Employment Applications

|  |           |      |        |
|--|-----------|------|--------|
| 11/02/22   | N P Yeary | 0.40 | 208.00 |
| Communicate with Ernst and Gugg regarding filing of interim fee application (0.2); review as filed copy and correspond with Stretto regarding service of same (0.2). |           |      |        |

|  |          |      |        |
|--|----------|------|--------|
| 11/03/22   | C M Gugg | 0.40 | 144.00 |
| Prepare courtesy copy service of interim fee application to court. |          |      |        |

|   |           |      |        |
|---|-----------|------|--------|
| 11/09/22  | N P Yeary | 0.60 | 312.00 |
| Review pleadings in connection with Office of the Attorney General letter to Judge Bucki (0.4); correspond with T. Geremia and J. Goetz regarding same (0.2). |           |      |        |

|   |           |      |        |
|---|-----------|------|--------|
| 11/15/22  | N P Yeary | 1.50 | 780.00 |
| Prepare a CNO covering September fee statement (0.3); correspond with Gugg regarding filing same (0.1); Review as filed version (0.1); correspond with client and J. Goetz regarding same (0.2); review of October fee statement (0.7); correspond with J. Goetz Ernst Davey regarding: same (0.1). |           |      |        |

|   |          |      |       |
|---|----------|------|-------|
| 11/16/22  | C M Gugg | 0.20 | 72.00 |
| Review and e-file CNO relating to September 2022 monthly fee statement. |          |      |       |

|   |           |      |        |
|---|-----------|------|--------|
| 11/21/22  | N P Yeary | 0.60 | 312.00 |
| Correspond with T. Geremia regarding retention matters and related review of pleadings (0.4); follow-up regarding same (0.2). |           |      |        |

|  |           |      |       |
|--|-----------|------|-------|
| 11/23/22   | J D Goetz | 0.10 | 90.00 |
| Review filing of Jones Day fee statement for October services. |           |      |       |

|   |           |      |        |
|---|-----------|------|--------|
| 11/23/22  | N P Yeary | 0.60 | 312.00 |
| Revise monthly fee statement for services rendered in October and finalize same (0.2); file same (0.2); review as filed copy and coordinate service with Stretto (0.2). |           |      |        |

|                     |             |            |                 |
|---------------------|-------------|------------|-----------------|
| <b>Matter Total</b> | <b>4.40</b> | <b>USD</b> | <b>2,230.00</b> |
|---------------------|-------------|------------|-----------------|

# JONES DAY

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Roman Catholic Diocese of Buffalo

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| <i>Date of Service</i> | <i>Timekeeper/Fee Earner Name</i> | <i>Hours</i> | <i>Amount</i> |
|------------------------|-----------------------------------|--------------|---------------|
|------------------------|-----------------------------------|--------------|---------------|

## Case Administration

|   |           |      |        |
|---|-----------|------|--------|
| 11/01/22  | J D Goetz | 0.50 | 450.00 |
| Review updated draft interim fee application containing additional insert regarding local rule citation and additional content, email to N. Yeary regarding comments and approval to file same. |           |      |        |

|                     |             |            |               |
|---------------------|-------------|------------|---------------|
| <b>Matter Total</b> | <b>0.50</b> | <b>USD</b> | <b>450.00</b> |
|---------------------|-------------|------------|---------------|



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## Disbursement Detail

| <i>Date</i>  | <i>Timekeeper/Fee Earner Name</i> | <i>Location</i> | <i>Amount</i> | <i>Total</i> |
|--|-----------------------------------|-----------------|---------------|--------------|
| <b>State of New York v. Diocese of Buffalo, et al.</b> |                                   |                 |               |              |

### TRAVEL - AIR FARE

|   |             |     |        |               |
|---|-------------|-----|--------|---------------|
| 11/30/22  | T R Geremia | NYC | 672.08 |               |
| Vendor: Todd R. Geremia Invoice#: 5505460312011216 Date: 11/30/2022 - - Airfare Vendor: Lawyers' Travel Service; Invoice#: 10/27/2022; Date: 10/27/2022 - LTS Weekly file 10/27/2022 - GEREMIA TODD R; INVOICE:10/20/2022;TICKET:7865611672;DEPARTURE:10/24/2022;ROUTE:LGA BUF LGA;764596.600001;ARRIVAL/RETURN:10/26/2022;PNR LOCATOR:AINUKS |             |     |        |               |
| <b>Travel - Air Fare Subtotal</b>   |             |     |        | <b>672.08</b> |

### TRAVEL - FOOD AND BEVERAGE EXPENSES

|   |             |     |       |              |
|---|-------------|-----|-------|--------------|
| 11/03/22  | J D Goetz   | PIT | 25.00 |              |
| Vendor: John D. Goetz Invoice#: 5503226311031216 Date: 11/3/2022 - - Hotel - Breakfast Trip to Buffalo for public announcement of settlement agreement. |             |     |       |              |
| 11/30/22  | T R Geremia | NYC | 10.69 |              |
| Vendor: Todd R. Geremia Invoice#: 5505460312011216 Date: 11/30/2022 - - Hotel - Breakfast Client meetings in Buffalo.                                   |             |     |       |              |
| 11/30/22  | T R Geremia | NYC | 31.68 |              |
| Vendor: Todd R. Geremia Invoice#: 5505460312011216 Date: 11/30/2022 - - Dinner Client meetings in Buffalo.  |             |     |       |              |
| 11/30/22  | T R Geremia | NYC | 6.47  |              |
| Vendor: Todd R. Geremia Invoice#: 5505460312011216 Date: 11/30/2022 - - Lunch Client meetings in Buffalo.   |             |     |       |              |
| <b>Travel - Food and Beverage Expenses Subtotal</b>   |             |     |       | <b>73.84</b> |

### FEDERAL EXPRESS CHARGES

|   |          |     |       |              |
|---|----------|-----|-------|--------------|
| 11/03/22  | C M Gugg | NYC | 27.07 |              |
| Vendor: Federal Express Corporation Invoice#: 793781806 Date: 11/7/2022 - - Ship To: The Honorable Carl L Bucki, United States Bankruptcy Court Ship Dt: 11/03/22 Airbill: 390199741037 |          |     |       |              |
| <b>Federal Express Charges Subtotal</b>   |          |     |       | <b>27.07</b> |

### TRAVEL - HOTEL CHARGES

|   |             |     |        |               |
|---|-------------|-----|--------|---------------|
| 11/03/22  | J D Goetz   | PIT | 194.65 |               |
| Vendor: John D. Goetz Invoice#: 5503226311031216 Date: 11/3/2022 - - Lodging Trip to Buffalo for public announcement of settlement agreement. |             |     |        |               |
| 11/03/22  | C T Neumann | PIT | 229.01 |               |
| Vendor: Corbin Neumann Invoice#: 5499117811031216 Date: 11/3/2022 - - Lodging State of New York v. Diocese of Buffalo matter                  |             |     |        |               |
| 11/30/22  | T R Geremia | NYC | 366.02 |               |
| Vendor: Todd R. Geremia Invoice#: 5505460312011216 Date: 11/30/2022 - - Lodging Client meetings in Buffalo.                                   |             |     |        |               |
| <b>Travel - Hotel Charges Subtotal</b>  |             |     |        | <b>789.68</b> |

### TRAVEL - TAXI CHARGES

|  |             |     |       |  |
|--|-------------|-----|-------|--|
| 11/30/22   | T R Geremia | NYC | 47.00 |  |
| Vendor: Todd R. Geremia Invoice#: 5505460312011216 Date: 11/30/2022 - - Taxi Transportation from hotel to airport re client meetings in Buffalo. |             |     |       |  |
| 11/30/22   | T R Geremia | NYC | 13.00 |  |
| Vendor: Todd R. Geremia Invoice#: 5505460312011216 Date: 11/30/2022 - - Taxi Transportation from hotel to  |             |     |       |  |

# JONES DAY

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Roman Catholic Diocese of Buffalo

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| <i>Date</i>                           | <i>Timekeeper/Fee Earner Name</i>  | <i>Location</i> | <i>Amount</i> | <i>Total</i>    |
|---------------------------------------|--|-----------------|---------------|-----------------|
|                                       | Diocese re client meetings in Buffalo.   |                 |               |                 |
| 11/30/22                              | T R Geremia  | NYC             | 13.00         |                 |
|                                       | Vendor: Todd R. Geremia Invoice#: 5505460312011216 Date: 11/30/2022 - - Taxi Transportation from hotel to Diocese re client meetings in Buffalo. |                 |               |                 |
| 11/30/22                              | T R Geremia  | NYC             | 49.00         |                 |
|                                       | Vendor: Todd R. Geremia Invoice#: 5505460312011216 Date: 11/30/2022 - - Taxi Transportation from airport to hotel re client meetings in Buffalo. |                 |               |                 |
| <b>Travel - Taxi Charges Subtotal</b> |  |                 |               | <b>122.00</b>   |
| <b>TRAVEL - OTHER COSTS</b>           |  |                 |               |                 |
| 11/03/22                              | J D Goetz  | PIT             | 277.50        |                 |
|                                       | Vendor: John D. Goetz Invoice#: 5503226311031216 Date: 11/3/2022 - - Mileage Trip to Buffalo for public announcement of settlement agreement.    |                 |               |                 |
| <b>Travel - Other Costs Subtotal</b>  |  |                 |               | <b>277.50</b>   |
| <b>Matter Total</b>                   |  |                 | <b>USD</b>    | <b>1,962.17</b> |

**Exhibit E**

**Jones Day Invoice for December 1, 2022 – December 31, 2022**

# JONES DAY

**Pittsburgh Office**  
500 Grant Street, Suite 4500  
Pittsburgh, PA 15219-2514  
**(412) 391-3939**

January 31, 2023

764596

Invoice: 231400090

Roman Catholic Diocese of Buffalo  
795 Main Street  
Buffalo, NY 14203  
United States of America

For legal services rendered for the period through December 31, 2022:

|   | <u>Hours</u> | <u>Amount</u>           |
|---|--------------|-------------------------|
| State of New York v. Diocese of Buffalo, et al. | 39.30        | 37,926.00               |
| Fee/Employment Applications                     | 21.00        | 16,382.00               |
| Case Administration                             | 0.20         | 70.00                   |
| Total Fees                                      | 60.50 USD    | 54,378.00               |
| Total Billed Disbursements                      | USD          | <u>1,274.64</u> **      |
| <b>TOTAL</b>                                    | <b>USD</b>   | <b><u>55,652.64</u></b> |

# JONES DAY

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Roman Catholic Diocese of Buffalo

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January 31, 2023

Invoice: 231400090

## Disbursement & Charges Summary

|                                     |        |
|-------------------------------------|--------|
| Travel - Food and Beverage Expenses | 173.00 |
| Travel - Hotel Charges              | 327.94 |
| Travel - Other Costs                | 293.81 |
| Travel - Taxi Charges               | 479.89 |

USD 1,274.64 \*\*

# JONES DAY

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Roman Catholic Diocese of Buffalo

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January 31, 2023  
Invoice: 231400090

## Timekeeper/Fee Earner Summary – December 31, 2022

| <i>Timekeeper/Fee Earner<br/>Name</i> | <i>Title</i> | <i>Bar<br/>Year</i> | <i>Hours</i> | <i>Discounted<sup>1</sup><br/>Rate</i> | <i>Amount</i>    |
|---------------------------------------|--------------|---------------------|--------------|--|------------------|
| T R Geremia                           | Partner      | 1999                | 21.00        | 1,080.00                               | 22,680.00        |
| J D Goetz                             | Partner      | 1986                | 23.80        | 900.00                                 | 21,420.00        |
| E M Joyce                             | Partner      | 1987                | 4.20         | 1,100.00                               | 4,620.00         |
| Total                                 |              |                     | 49.00        |  | 48,720.00        |
| A J Bjorklund                         | Associate    | 2022                | 2.40         | 400.00                                 | 960.00           |
| N P Yeary                             | Associate    | 2020                | 8.90         | 520.00                                 | 4,628.00         |
| Total                                 |              |                     | 11.30        |  | 5,588.00         |
| J W Bach                              | Paralegal    |                     | 0.10         | 340.00                                 | 34.00            |
| C M Gugg                              | Paralegal    |                     | 0.10         | 360.00                                 | 36.00            |
| Total                                 |              |                     | 0.20         |  | 70.00            |
| <b>Total</b>                          |              |                     | <b>60.50</b> | <b>USD</b>                             | <b>54,378.00</b> |

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<sup>1</sup> Discounted rates reflect a 20% discount to Jones Day's standard rates, as agreed between Jones Day and the Diocese and as disclosed in the *Supplemental Declaration of Bishop Michael William Fisher in Support of the Retention of Jones Day as Special Counsel to the Diocese* [Docket No. 874].

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Roman Catholic Diocese of Buffalo

January 31, 2023  
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## Fee Detail

| <i>Date of Service</i>   | <i>Timekeeper/Fee Earner Name</i> | <i>Hours</i> | <i>Amount</i> |
|--|-----------------------------------|--------------|---------------|
| <b>State of New York v. Diocese of Buffalo, et al.</b>   |                                   |              |               |
| 12/01/22   | T R Geremia                       | 6.50         | 7,020.00      |
| Meet with client team to plan implementation of settlement agreement.  |                                   |              |               |
| 12/01/22   | J D Goetz                         | 9.50         | 8,550.00      |
| Attend kick-off meeting with Bishop Fisher, Diocese team, K. McChesney and team, T. Geremia regarding obligations under settlement agreement and audit plan for independent audit (6.00); emails to Diocese team regarding response to media inquiries regarding status of retention of independent auditor, background of same (.50); follow-up calls and emails regarding results of December 1 meeting and next steps regarding obligations to provider auditor with background information (3.00). |                                   |              |               |
| 12/02/22   | T R Geremia                       | 1.00         | 1,080.00      |
| Conference with independent auditor regarding implementation of settlement agreement (.50); conference with client regarding implementation of settlement agreement (.50).   |                                   |              |               |
| 12/02/22   | J D Goetz                         | 2.00         | 1,800.00      |
| Review order regarding approval to retain independent auditor, various emails to Diocese team, T. Geremia, and K. McChesney regarding same and next steps (1.00); attend call with Diocese team regarding media response regarding independent auditor, follow-up email to K. McChesney regarding same (.80); review emails to counsel for retired Bishops regarding response to FOIL request for exhibits from The Office of the Attorney General testimony (.20).                                    |                                   |              |               |
| 12/05/22   | A J Bjorklund                     | 0.90         | 360.00        |
| Draft calendar of due dates per settlement agreement (.60); pull, re-file and disseminate to J. Goetz and T. Geremia document 39 from the federal docket (.30).  |                                   |              |               |
| 12/05/22   | J D Goetz                         | 0.80         | 720.00        |
| Review the Office of the Attorney General letter to Judge Abrams regarding bankruptcy court order approving retention of K. McChesney, emails to T. Geremia and D. Bjorklund regarding possible points to raise in response.   |                                   |              |               |
| 12/06/22   | A J Bjorklund                     | 1.50         | 600.00        |
| Calculate, draft and send calendar of key due dates based off of settlement agreement.   |                                   |              |               |
| 12/06/22   | T R Geremia                       | 0.50         | 540.00        |
| Conference regarding request for information related to settlement agreement.  |                                   |              |               |
| 12/06/22   | J D Goetz                         | 1.50         | 1,350.00      |
| Review chart of upcoming deadlines for independent auditor following December 2 approval order (.30); emails from K. McChesney to The Office of the Attorney General team regarding introductory meeting to discuss same (.20); review emails regarding content of draft response to The Office of the Attorney General FOIL officer regarding documents requested (.30); attend follow-up conference call with L. Quinlan, T. Geremia, other counsel to discuss same (.70).                           |                                   |              |               |
| 12/07/22   | T R Geremia                       | 1.50         | 1,620.00      |
| Draft letter to the Office of the Attorney General regarding implementation of agreement and treatment of documents produced during lawsuit.   |                                   |              |               |
| 12/07/22   | J D Goetz                         | 0.30         | 270.00        |
| Review revisions to draft objections and response to FOIL request for Diocese documents, emails from L. Quinlan and T. Geremia regarding same.   |                                   |              |               |

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Roman Catholic Diocese of Buffalo

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Invoice: 231400090

| <i>Date of Service</i>  | <i>Timekeeper/Fee Earner Name</i> | <i>Hours</i> | <i>Amount</i> |
|---|-----------------------------------|--------------|---------------|
| 12/08/22  | T R Geremia                       | 0.70         | 756.00        |
| Revise letter to the Office of the Attorney General regarding information requests and conference with L. Quinlan regarding same.   |                                   |              |               |
| 12/08/22  | J D Goetz                         | 0.90         | 810.00        |
| Review further edits to draft FOIL response letter (.30); email to T. Geremia and L. Quinlan regarding additional edits to same (.40); review emails to Diocese regarding draft (.20).  |                                   |              |               |
| 12/09/22  | T R Geremia                       | 1.40         | 1,512.00      |
| Finalize letter regarding information requests and conference with L. Quinlan regarding same.   |                                   |              |               |
| 12/09/22  | J D Goetz                         | 0.40         | 360.00        |
| Review finalized letter from L. Quinlan to the Office of the Attorney General FOIL officer (.30); emails from S. Allen regarding response from retired Bishops (.10).   |                                   |              |               |
| 12/15/22  | T R Geremia                       | 0.70         | 756.00        |
| Review materials to provide to independent auditor to implement settlement agreement.   |                                   |              |               |
| 12/15/22  | J D Goetz                         | 0.30         | 270.00        |
| Review email from K. McChesney regarding information required on January 2 regarding first steps to develop audit plan, responses from Diocese team regarding information gathered in response to request.  |                                   |              |               |
| 12/19/22  | T R Geremia                       | 0.30         | 324.00        |
| Reviewing materials to provide to independent auditor to implement settlement agreement.  |                                   |              |               |
| 12/21/22  | T R Geremia                       | 0.20         | 216.00        |
| Addressing client question regarding independent auditor.   |                                   |              |               |
| 12/22/22  | T R Geremia                       | 2.70         | 2,916.00      |
| Review and analyze response to request for information and meet with L. Quinlan and J. Goetz regarding response to same.  |                                   |              |               |
| 12/22/22  | J D Goetz                         | 0.80         | 720.00        |
| Review FOIL determination from the Office of the Attorney General officer (.3), attend call with T. Geremia and L. Quinlan to discuss appeal of same (.5).  |                                   |              |               |
| 12/27/22  | E M Joyce                         | 1.40         | 1,540.00      |
| Review and annotate draft letter to insurer regarding coverage for Attorney General lawsuit; communicate and emails with Blank Rome attorneys and T. Geremia regarding same; review relevant insurance materials regarding same.  |                                   |              |               |
| 12/28/22  | E M Joyce                         | 1.30         | 1,430.00      |
| Review insurance related materials regarding draft response to insurers coverage denial (.80); review and edit draft response regarding same (.40); communicate and emails with T. Geremia regarding same (.10).  |                                   |              |               |
| 12/29/22  | T R Geremia                       | 0.70         | 756.00        |
| Revising letter to insurer regarding coverage for the Office of the Attorney General lawsuit and conference with E. Joyce regarding same.   |                                   |              |               |
| 12/29/22  | E M Joyce                         | 0.90         | 990.00        |
| Review and edit revised draft letter to insurer regarding coverage denial (.30); review insurance related materials regarding same (.20); communicate and emails with Blank Rome attorneys and T. Geremia regarding same and further revisions (.20); review further revised draft letter regarding same (.20). |                                   |              |               |



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| <i>Date of Service</i> | <i>Timekeeper/Fee Earner Name</i>  | <i>Hours</i> | <i>Amount</i>        |
|------------------------|--|--------------|----------------------|
| 12/30/22               | E M Joyce  | 0.60         | 660.00               |
|                        | Review revised Blank Rome response to insurer's claim denial (.30); review insurance materials regarding same (.30). |              |                      |
| <b>Matter Total</b>    |  | <b>39.30</b> | <b>USD 37,926.00</b> |

## Fee/Employment Applications

|          |  |      |          |
|----------|--|------|----------|
| 12/05/22 | J D Goetz  | 1.00 | 900.00   |
|          | Prepare for hearing on December 12.  |      |          |
| 12/05/22 | N P Yeary  | 0.90 | 468.00   |
|          | Prepare a monthly fee statement for services rendered in November (.80); correspond with Goetz and Ernst regarding same (.10).   |      |          |
| 12/06/22 | J D Goetz  | 0.80 | 720.00   |
|          | Prepare for hearing on December 12, review fee applications, emails to N. Yeary regarding talking points for hearing.  |      |          |
| 12/07/22 | N P Yeary  | 0.40 | 208.00   |
|          | Prepare a CNO covering services provided in October  |      |          |
| 12/08/22 | J D Goetz  | 0.10 | 90.00    |
|          | Review CNO filed for JD fees during period of October 2022.  |      |          |
| 12/08/22 | N P Yeary  | 0.30 | 156.00   |
|          | Review as filed CNO (.20); correspond with Diocese team and J. Goetz regarding same (.10).   |      |          |
| 12/12/22 | T R Geremia  | 2.20 | 2,376.00 |
|          | Draft letter to court in response to questions concerning fee application; call with U.S. Trustee to discuss objections to fee application.  |      |          |
| 12/12/22 | J D Goetz  | 0.30 | 270.00   |
|          | Conversation with Bishop Fisher regarding attempts to resolve objections raised by U.S. Trustee to Jones Day's Fourth Interim Fee Application (.30).   |      |          |
| 12/12/22 | J D Goetz  | 2.80 | 2,520.00 |
|          | Prepare for, attend hearing regarding Jones Day Fourth Interim Fee Application (1.70); review emails from T. Geremia regarding results of call with U.S. Trustee, resolution of objections to JD Fourth Interim Fee Application (.30); follow-up with T. Geremia and N. Yeary regarding content of letter to the Bankruptcy Court addressing expenses listed on Jones Day statements rendered in April and May 2022 (.80). |      |          |
| 12/12/22 | N P Yeary  | 3.00 | 1,560.00 |
|          | Confer with Goetz and Geremia regarding results of hearing before Judge Bucki (.50); review pleadings related to interim fee hearing (.40); draft letter to the Bankruptcy Court concerning the Fourth Interim Fee Application of Jones Day regarding same (2.60).   |      |          |
| 12/13/22 | T R Geremia  | 2.60 | 2,808.00 |
|          | Draft letter to court in response to questions concerning fee application.   |      |          |
| 12/13/22 | J D Goetz  | 1.00 | 900.00   |
|          | Review, revise draft letter to the Bankruptcy Court responding to questions regarding expenses listed on JD  |      |          |

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| <i>Date of Service</i>  | <i>Timekeeper/Fee Earner Name</i> | <i>Hours</i> | <i>Amount</i>        |
|---|-----------------------------------|--------------|----------------------|
| invoices from April, May 2022 (.50); various emails to T. Geremia and N. Yearly regarding revisions and additions to same (.50).  |                                   |              |                      |
| 12/13/22  | N P Yearly                        | 1.60         | 832.00               |
| Revise and edit letter to the Bankruptcy Court concerning the Fourth Interim Fee Application of Jones Day, including review of related materials (1.80); related communications with Goetz and Geremia regarding same (.40); file same, review and circulate as filed copy (.20). |                                   |              |                      |
| 12/15/22  | J D Goetz                         | 0.50         | 450.00               |
| Follow-up emails regarding next steps in response to Jones Day letter of December 13, conversation with N. Yearly regarding drafting two orders for Third and Fourth Interim Fees motions (.50).  |                                   |              |                      |
| 12/15/22  | N P Yearly                        | 2.20         | 1,144.00             |
| Draft proposed forms of order concerning Third and Fourth Interim fee application (1.60); communicate with Goetz and Geremia regarding same (.40); correspond with U.S. Trustee regarding same (.20).   |                                   |              |                      |
| 12/17/22  | J D Goetz                         | 0.30         | 270.00               |
| Review emails from U.S. Trustee regarding approval of draft orders regarding Jones Day Third, Fourth Interim Fee Applications.  |                                   |              |                      |
| 12/19/22  | J D Goetz                         | 0.50         | 450.00               |
| Review two compensation orders from Judge Bucki regarding Jones Day Third, Fourth Interim Compensation motions (.30); follow-up emails to Diocese team regarding same (.20).  |                                   |              |                      |
| 12/22/22  | N P Yearly                        | 0.30         | 156.00               |
| Review fee statement for services rendered in November.   |                                   |              |                      |
| 12/27/22  | N P Yearly                        | 0.20         | 104.00               |
| Correspond with Goetz and Ernst regarding fee statement covering services rendered in November.   |                                   |              |                      |
| <b>Matter Total</b>   |                                   | <b>21.00</b> | <b>USD 16,382.00</b> |

## Case Administration

|   |          |             |                  |
|---|----------|-------------|------------------|
| 12/06/22  | J W Bach | 0.10        | 34.00            |
| Review and attend to incoming court filing regarding letter to court.                             |          |             |                  |
| 12/08/22  | C M Gugg | 0.10        | 36.00            |
| Review and electronically file certificate of no objection to October 2022 monthly fee statement. |          |             |                  |
| <b>Matter Total</b>   |          | <b>0.20</b> | <b>USD 70.00</b> |

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## Disbursement Detail

| <i>Date</i>  | <i>Timekeeper/Fee Earner Name</i> | <i>Location</i> | <i>Amount</i> | <i>Total</i> |
|--|-----------------------------------|-----------------|---------------|--------------|
| <b>State of New York v. Diocese of Buffalo, et al.</b> |                                   |                 |               |              |

### TRAVEL - FOOD AND BEVERAGE EXPENSES

|  |           |     |        |               |
|--|-----------|-----|--------|---------------|
| 12/15/22   | J D Goetz | PIT | 150.00 |               |
| Vendor: John D. Goetz Invoice#: 5586953812151216 Date: 12/15/2022 - - Dinner Trip to Buffalo for meetings with Diocese team, Kathleen McChesney (Kinsale Consulting).            |           |     |        |               |
| 12/15/22   | J D Goetz | PIT | 23.00  |               |
| Vendor: John D. Goetz Invoice#: 5586953812151216 Date: 12/15/2022 - - Hotel - Breakfast Trip to Buffalo for meetings with Diocese team, Kathleen McChesney (Kinsale Consulting). |           |     |        |               |
| <b>Travel - Food and Beverage Expenses Subtotal</b>  |           |     |        | <b>173.00</b> |

### TRAVEL - HOTEL CHARGES

|   |               |     |        |               |
|---|---------------|-----|--------|---------------|
| 12/15/22  | J D Goetz     | PIT | 163.97 |               |
| Vendor: John D. Goetz Invoice#: 5586953812151216 Date: 12/15/2022 - - Lodging Trip to Buffalo for meetings with Diocese team, Kathleen McChesney (Kinsale Consulting).      |               |     |        |               |
| 12/22/22  | A J Bjorklund | PIT | 163.97 |               |
| Vendor: Andrew J Bjorklund Invoice#: 5587572412221216 Date: 12/22/2022 - - Lodging Trip to Buffalo for meetings with Diocese team, Kathleen McChesney (Kinsale Consulting). |               |     |        |               |
| <b>Travel - Hotel Charges Subtotal</b>  |               |     |        | <b>327.94</b> |

### TRAVEL - TAXI CHARGES

|   |             |     |        |               |
|---|-------------|-----|--------|---------------|
| 12/07/22  | T R Geremia | NYC | 173.17 |               |
| Vendor: Dial Car Inc; Invoice#: 46447; Date: 12/7/2022--- from YONKERS, NY.: 36 Arthur Pl (Greystone Ter) to LGA:DL ... 10/24/2022 Geremia, Todd  |             |     |        |               |
| 12/07/22  | T R Geremia | NYC | 93.52  |               |
| Vendor: Dial Car Inc; Invoice#: 46447; Date: 12/7/2022--- from LGA:DL 0 (Out-Track) os arriv term c to 250 Vesey St (State Hwy 9a / N End Ave) ... 10/26/2022 Geremia, Todd               |             |     |        |               |
| 12/07/22  | T R Geremia | NYC | 125.76 |               |
| Vendor: Dial Car Inc; Invoice#: 46447; Date: 12/7/2022-- from 250 Vesey St ON VESEY (State Hwy 9a / N End Ave) to YONKERS, NY.: 36 Arthur Pl (Greystone Ter) ... 10/26/2022 Geremia, Todd |             |     |        |               |
| 12/08/22  | T R Geremia | NYC | 44.04  |               |
| Vendor: Todd R. Geremia Invoice#: 5573847812081216 Date: 12/8/2022 - - Taxi Meeting with client.  |             |     |        |               |
| 12/08/22  | T R Geremia | NYC | 43.40  |               |
| Vendor: Todd R. Geremia Invoice#: 5573847812081216 Date: 12/8/2022 - - Taxi Meeting with client.  |             |     |        |               |
| <b>Travel - Taxi Charges Subtotal</b>   |             |     |        | <b>479.89</b> |

### TRAVEL - OTHER COSTS

|  |           |     |        |  |
|--|-----------|-----|--------|--|
| 12/15/22   | J D Goetz | PIT | 277.50 |  |
| Vendor: John D. Goetz Invoice#: 5586953812151216 Date: 12/15/2022 - - Mileage Trip to Buffalo for meetings with Diocese team, Kathleen McChesney (Kinsale Consulting).         |           |     |        |  |
| 12/15/22   | J D Goetz | PIT | 16.31  |  |
| Vendor: John D. Goetz Invoice#: 5586953812151216 Date: 12/15/2022 - - Hotel - Parking Trip to Buffalo for meetings with Diocese team, Kathleen McChesney (Kinsale Consulting). |           |     |        |  |

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| <i>Date</i>                          | <i>Timekeeper/Fee Earner Name</i> | <i>Location</i> | <i>Amount</i> | <i>Total</i>    |
|--------------------------------------|-----------------------------------|-----------------|---------------|-----------------|
| <b>Travel - Other Costs Subtotal</b> |                                   |                 |               | <b>293.81</b>   |
| <b>Matter Total</b>                  |                                   |                 | <b>USD</b>    | <b>1,274.64</b> |

**Exhibit F**

**Jones Day Invoice for January 1, 2023 – January 31, 2023**

# JONES DAY

**Pittsburgh Office**  
500 Grant Street, Suite 4500  
Pittsburgh, PA 15219-2514  
**(412) 391-3939**

February 28, 2023

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Invoice: 231400453

Roman Catholic Diocese of Buffalo  
795 Main Street  
Buffalo, NY 14203  
United States of America

For legal services rendered for the period through January 31, 2023:

|   | <u>Hours</u> |            | <u>Amount</u>           |
|---|--------------|------------|-------------------------|
| State of New York v. Diocese of Buffalo, et al. | 11.40        |            | 12,552.00               |
| Fee/Employment Applications                     | 7.30         |            | 4,798.00                |
| Case Administration                             | 0.40         |            | 144.00                  |
| Total Fees                                      | 19.10        | USD        | 17,494.00               |
| Total Billed Disbursements                      |              | USD        | <u>560.92</u>           |
| <b>TOTAL</b>                                    |              | <b>USD</b> | <b><u>18,054.92</u></b> |

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## Disbursement & Charges Summary

Travel - Air Fare

560.92

USD 560.92

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## Timekeeper/Fee Earner Summary – January 31, 2023<sup>1</sup>

| <i>Timekeeper/Fee Earner<br/>Name</i> | <i>Title</i> | <i>Bar<br/>Year</i> | <i>Hours</i> | <i>Discounted<sup>2</sup><br/>Rate</i> | <i>Amount</i>    |
|---------------------------------------|--------------|---------------------|--------------|--|------------------|
| T R Geremia                           | Partner      | 1999                | 6.00         | 1,160.00                               | 6,960.00         |
| J D Goetz                             | Partner      | 1986                | 4.50         | 960.00                                 | 4,320.00         |
| E M Joyce                             | Partner      | 1987                | 1.70         | 1,200.00                               | 2,040.00         |
| Total                                 |              |                     | 12.20        |  | 13,320.00        |
| N P Yeary                             | Associate    | 2020                | 6.50         | 620.00                                 | 4,030.00         |
| Total                                 |              |                     | 6.50         |  | 4,030.00         |
| C M Gugg                              | Paralegal    |                     | 0.40         | 360.00                                 | 144.00           |
| Total                                 |              |                     | 0.40         |  | 144.00           |
| <b>Total</b>                          |              |                     | <b>19.10</b> | <b>USD</b>                             | <b>17,494.00</b> |

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<sup>1</sup> In accordance with its ordinary practice and as disclosed in the *Application for an Order Authorizing the Employment and Retention of Jones Day as Special Counsel to the Diocese* [Docket No. 785], Jones Day has changed certain of its billing rates effective January 1, 2023.

<sup>2</sup> Discounted rates reflect a 20% discount to Jones Day's standard rates, as agreed between Jones Day and the Diocese and as disclosed in the *Supplemental Declaration of Bishop Michael William Fisher in Support of the Retention of Jones Day as Special Counsel to the Diocese* [Docket No. 874].



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## Fee Detail

| <i>Date of Service</i>   | <i>Timekeeper/Fee Earner Name</i> | <i>Hours</i> | <i>Amount</i> |
|--|-----------------------------------|--------------|---------------|
| <b>State of New York v. Diocese of Buffalo, et al.</b>   |                                   |              |               |
| 01/02/23   | E M Joyce                         | 0.40         | 480.00        |
| Review/edit revised correspondence with insurers attorney regarding insurance matters (.30); communicate and emails with T. Geremia and Blank Rome attorneys regarding same (.10).   |                                   |              |               |
| 01/03/23   | J D Goetz                         | 0.50         | 480.00        |
| Review information sent by Diocese to K. McChesney regarding pending claims (.2), email to K. McChesney regarding call to discuss open tasks and work plan for January (.3).   |                                   |              |               |
| 01/05/23   | J D Goetz                         | 0.20         | 192.00        |
| Email to K. McChesney regarding agenda for conference call on January 6.   |                                   |              |               |
| 01/06/23   | T R Geremia                       | 0.80         | 928.00        |
| Conference with K. McChesney.  |                                   |              |               |
| 01/06/23   | J D Goetz                         | 0.80         | 768.00        |
| Attend call with K. McChesney regarding status of Diocese submission of information regarding pending claims, next steps regarding drafting proposed audit plan and meeting with Office of the Attorney General on January 31 to discuss same. |                                   |              |               |
| 01/06/23   | E M Joyce                         | 0.50         | 600.00        |
| Review revised draft letter from Blank Rome attorneys to insurer regarding insurance matters and further revisions regarding same (.30); communicate and emails with T. Geremia regarding same and Blank Rome's additional revisions (.20).    |                                   |              |               |
| 01/08/23   | J D Goetz                         | 0.20         | 192.00        |
| Respond to email from L. Quinlan regarding FOIL determination and next steps.  |                                   |              |               |
| 01/09/23   | T R Geremia                       | 1.60         | 1,856.00      |
| Draft letter regarding requests for disclosure of materials provided to Office of the Attorney General as part of its investigation.   |                                   |              |               |
| 01/09/23   | J D Goetz                         | 0.50         | 480.00        |
| Review, provide comments on FOIL determination, emails with L. Quinlan and T. Geremia regarding same.  |                                   |              |               |
| 01/09/23   | E M Joyce                         | 0.30         | 360.00        |
| Review revised draft letter to insurer attorney regarding Attorney General claims (.20); communicate and emails with T. Geremia regarding same (.10).  |                                   |              |               |
| 01/10/23   | T R Geremia                       | 0.70         | 812.00        |
| Analysis regarding insurance related matters and requests for disclosure of documents provided to the Office of the Attorney General as part of its investigation.   |                                   |              |               |
| 01/10/23   | J D Goetz                         | 0.30         | 288.00        |
| Review emails regarding FOIL officer, follow-up steps concerning same.   |                                   |              |               |
| 01/10/23   | E M Joyce                         | 0.20         | 240.00        |
| Communicate and emails with T. Geremia and Blank Rome attorneys regarding draft response letter to insurer attorney regarding insurance matters.   |                                   |              |               |

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| <i>Date of Service</i> | <i>Timekeeper/Fee Earner Name</i>  | <i>Hours</i> | <i>Amount</i>        |
|------------------------|--|--------------|----------------------|
| 01/11/23               | E M Joyce<br>Communicate and emails with Blank Rome attorneys and T. Geremia regarding response letter to insurer attorney (.10); review same (.20).                               | 0.30         | 360.00               |
| 01/12/23               | T R Geremia<br>Correspondence with client regarding requests for disclosure of documents provided to Office of the Attorney General as part of its investigation.                  | 0.30         | 348.00               |
| 01/16/23               | J D Goetz<br>Review email from K. McChesney regarding first stage of work.   | 0.10         | 96.00                |
| 01/24/23               | T R Geremia<br>Analysis in connection with request for disclosure of records provided to Office of the Attorney General.   | 0.70         | 812.00               |
| 01/26/23               | T R Geremia<br>Call with client regarding requests for disclosure of documents provided to Office of the Attorney General as part of its investigation.                            | 0.80         | 928.00               |
| 01/26/23               | J D Goetz<br>Review emails regarding issues relating to FOIL determination.  | 0.30         | 288.00               |
| 01/27/23               | J D Goetz<br>Review emails regarding issues related to FOIL determination and next steps.  | 0.30         | 288.00               |
| 01/30/23               | T R Geremia<br>Review and analysis in connection with strategy concerning Diocese documents that were provided to the Office of the Attorney General.                              | 1.10         | 1,276.00             |
| 01/31/23               | J D Goetz<br>Emails to K. McChesney regarding agenda for meeting with Office of the Attorney General on January 31 (.2), email summarizing results of meeting and next steps (.3). | 0.50         | 480.00               |
| <b>Matter Total</b>    |  | <b>11.40</b> | <b>USD 12,552.00</b> |

## Fee/Employment Applications

|          |  |      |        |
|----------|--|------|--------|
| 01/03/23 | J D Goetz<br>Revise draft statement for November fees, email to N. Yearly regarding comments on same.  | 0.30 | 288.00 |
| 01/03/23 | N P Yearly<br>Review edits to November fee statement and correspond with J. Goetz regarding same.  | 0.40 | 248.00 |
| 01/05/23 | N P Yearly<br>Prepare a monthly fee statement covering services rendered in November 2022 (0.8); correspond with J. Goetz and T. Ernst regarding same (0.3). | 1.10 | 682.00 |
| 01/11/23 | N P Yearly<br>Prepare monthly fee statement related to services rendered in November (0.9); correspond with Diocese team regarding same (0.4).               | 1.30 | 806.00 |
| 01/13/23 | N P Yearly<br>Correspond with C. Gugg regarding filing of monthly fee statement for services rendered in November (0.2); coordinate service of same (0.2).   | 0.40 | 248.00 |

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| <i>Date of Service</i> | <i>Timekeeper/Fee Earner Name</i>  | <i>Hours</i> | <i>Amount</i>       |
|------------------------|--|--------------|---------------------|
| 01/17/23               | N P Yeary<br>Prepare monthly fee statement covering the month of December (0.8); related correspondence with T. Ernst and J. Goetz (0.1).  | 0.90         | 558.00              |
| 01/24/23               | N P Yeary<br>Review monthly invoice (0.2); correspond with J. Goetz and T. Ernst regarding same (0.2).   | 0.40         | 248.00              |
| 01/26/23               | N P Yeary<br>Revise fee statement covering services rendered in December.  | 0.30         | 186.00              |
| 01/31/23               | J D Goetz<br>Final revisions to fee statement for December services, emails to N. Yeary and T. Ernst regarding final comments and approval to finalize same.   | 0.50         | 480.00              |
| 01/31/23               | N P Yeary<br>Finalize monthly fee statement for services rendered in December (0.7); related correspondence with J. Goetz and T. Ernst (0.4); prepare a CNO regarding services rendered in October (0.2); coordinate filing with C. Gugg (0.1); review as filed CNO and correspond to Diocese team regarding same (0.3). | 1.70         | 1,054.00            |
| <b>Matter Total</b>    |  | <b>7.30</b>  | <b>USD 4,798.00</b> |

## Case Administration

|                     |   |             |                   |
|---------------------|---|-------------|-------------------|
| 01/13/23            | C M Gugg<br>Review and e-file monthly fee statement.                                | 0.20        | 72.00             |
| 01/31/23            | C M Gugg<br>Review and e-file certificate of no objection to monthly fee statement. | 0.20        | 72.00             |
| <b>Matter Total</b> |   | <b>0.40</b> | <b>USD 144.00</b> |

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## Disbursement Detail

| <i>Date</i>   | <i>Timekeeper/Fee Earner Name</i> | <i>Location</i> | <i>Amount</i> | <i>Total</i>  |
|---|-----------------------------------|-----------------|---------------|---------------|
| <b>State of New York v. Diocese of Buffalo, et al.</b>  |                                   |                 |               |               |
| <b>TRAVEL - AIR FARE</b>  |                                   |                 |               |               |
| 01/12/23  | T R Geremia                       | NYC             | 297.40        |               |
| Vendor: Todd R. Geremia Invoice#: 5613920201121216 Date: 1/12/2023 - - Airfare Vendor: Lawyers' Travel Service; Invoice#: 12/08/2022; Date: 12/8/2022 - LTS Weekly file 12/08/2022 - GEREMIA TODD R; INVOICE:11/28/2022;TICKET:7871717971;DEPARTURE:12/01/2022;ROUTE:JFK BUF;764596.600001;ARRIVAL/RETURN:12/01/2022;PNR LOCATOR:WTZSQV |                                   |                 |               |               |
| 01/12/23  | T R Geremia                       | NYC             | 263.52        |               |
| Vendor: Todd R. Geremia Invoice#: 5613920201121216 Date: 1/12/2023 - - Airfare Vendor: Lawyers' Travel Service; Invoice#: 12/08/2022; Date: 12/8/2022 - LTS Weekly file 12/08/2022 - GEREMIA TODD R; INVOICE:11/28/2022;TICKET:7871717972;DEPARTURE:12/01/2022;ROUTE:BUF LGA;764596.600001;ARRIVAL/RETURN:12/01/2022;PNR LOCATOR:WTZSQV |                                   |                 |               |               |
| <b>Travel - Air Fare Subtotal</b>   |                                   |                 |               | <b>560.92</b> |
| <b>Matter Total</b>   |                                   |                 | <b>USD</b>    | <b>560.92</b> |

UNITED STATES BANKRUPTCY COURT  
WESTERN DISTRICT OF NEW YORK

In re:

The Diocese of Buffalo, N.Y.

Debtor.

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Case No. 20-10322 (CLB)

Chapter 11

**SUMMARY OF FIFTH INTERIM APPLICATION OF JONES DAY FOR  
COMPENSATION FOR SERVICES RENDERED AND REIMBURSEMENT OF  
EXPENSES AS SPECIAL COUNSEL TO THE DIOCESE OF BUFFALO, N.Y. FOR THE  
PERIOD AUGUST 1, 2022 THROUGH JANUARY 31, 2023**

|   |   |
|---|---|
| Name of Applicant:  | <u>Jones Day</u>  |
| Authorized to Provide<br>Professional Services to:  | <u>The Diocese of Buffalo, N.Y.</u><br><u>Debtor and Debtor in Possession</u>                       |
| Nature of Employment:   | <u>Special Counsel to Debtor</u>  |
| Petition Date:  | <u>February 28, 2020</u>  |
| Date of Retention:  | <u>Order entered February 23, 2021 [Docket No. 905]</u><br><u>Nunc Pro Tunc to December 1, 2020</u> |
| Period for which Compensation and<br>Reimbursement is Sought:                                 | <u>August 1, 2022 through January 31, 2023</u>  |
| Amount of Compensation Sought as<br>Actual, Reasonable and Necessary<br>(after 20% discount): | <u>\$365,352.00</u>   |
| Amount of Expense Reimbursement<br>Sought as Actual, Reasonable and<br>Necessary:             | <u>\$3,797.73</u>   |
| Time Records:   | <u>Attached as Exhibits A-F to the Application</u>  |
| Total Compensation and Expenses<br>Previously Awarded:  | <u>\$1,830,823.83</u>   |

This is an interim application.

This is Jones Day's fifth interim fee application in this case.

**Summary of Monthly Fee Statements of Compensation Period**

| Date Filed | Period Covered     | Requested         |            | Approved |          |
|------------|--------------------|-------------------|------------|----------|----------|
|            |                    | Fees <sup>1</sup> | Expenses   | Fees     | Expenses |
| 10/5/2022  | 8/1/22 – 8/31/22   | \$79,974.00       | \$0        | TBD      | TBD      |
| 10/27/2022 | 9/1/22 – 9/30/22   | \$59,980.00       | \$0        | TBD      | TBD      |
| 11/23/2022 | 10/1/22 – 10/31/22 | \$106,874.00      | \$0        | TBD      | TBD      |
| 1/13/2023  | 11/1/22 – 11/30/22 | \$48,648.17       | \$1,962.17 | TBD      | TBD      |
| 2/7/2023   | 12/1/22 – 12/31/22 | \$55,642.64       | \$1,274.64 | TBD      | TBD      |
| 3/3/2023   | 1/1/23 – 1/31/23   | \$18,030.92       | \$560.92   | TBD      | TBD      |

**Total:                    \$365,652.00    \$3,797.73**

**Summary of Prior Fee Applications**

| Date Filed | Period Covered    | Requested    |            | Approved     |            |
|------------|-------------------|--------------|------------|--------------|------------|
|            |                   | Fees         | Expenses   | Fees         | Expenses   |
| 5/6/2021   | 12/1/20 – 3/31/21 | \$424,988.00 | \$713.98   | \$412,280.00 | \$713.98   |
| 11/5/2021  | 4/1/21 – 8/31/21  | \$394,394.00 | \$2,154.37 | \$384,394.00 | \$2,154.37 |
| 4/22/2022  | 9/1/21 – 1/31/22  | \$499,869.00 | \$8,251.23 | \$495,869.00 | \$8,251.23 |
| 11/2/2022  | 2/1/22 – 7/31/22  | \$539,636.00 | \$7,525.25 | \$519,636.00 | \$7,525.25 |

**Total:                    \$1,858,887.00    \$18,644.83    \$1,812,179.00    \$18,644.83**

**Summary of Fees by Timekeeper**

| <u>Name</u>             | <u>Year of Bar</u> | <u>Billing Rate<sup>2</sup></u> |             | <u>Hours</u>       | <u>Total</u>        |
|-------------------------|--------------------|---------------------------------|-------------|--------------------|---------------------|
|                         | <u>Admission</u>   | <u>2022</u>                     | <u>2023</u> | <u>Billed</u>      | <u>Fees</u>         |
| <i><b>PARTNER</b></i>   |                    |                                 |             |                    |                     |
| L F DEJULIUS, JR.       | 2003               | \$1,040                         |             | 0.9                | \$936.00            |
| T R GEREMIA             | 1999               | \$1,080                         | \$1,160     | 152.4 <sup>3</sup> | \$161,562.00        |
| J D GOETZ               | 1996               | \$900                           | \$960       | 152.7              | \$137,700.00        |
| E M JOYCE               | 1987               | \$1,100                         | \$1,200     | 17.8               | \$19,750.00         |
| <b>Total Partner:</b>   |                    |                                 |             | <b>323.8</b>       | <b>\$319,948.00</b> |
| <i><b>ASSOCIATE</b></i> |                    |                                 |             |                    |                     |
| A J BJORKLUND           | 2022               | \$400                           |             | 10.4               | \$4,160.00          |
| C T NEUMANN             | 2020               | \$420                           |             | 22.0               | \$9,240.00          |
| N P YEARY               | 2020               | \$520                           | \$620       | 56.2               | \$29,874.00         |
| <b>Total Associate:</b> |                    |                                 |             | <b>88.6</b>        | <b>\$43,274.00</b>  |
| <i><b>PARALEGAL</b></i> |                    |                                 |             |                    |                     |
| J W BACH                |                    | \$300                           |             | 6.0                | \$1,800.00          |
| C M GUGG                |                    | \$300                           |             | 1.1                | \$330.00            |
| <b>Total Paralegal:</b> |                    |                                 |             | <b>7.1</b>         | <b>\$2,130</b>      |

<sup>1</sup> Amounts requested reflect write downs made after the Monthly Fee Statements were filed.

<sup>2</sup> Billing rates reflect a 20% discount to Jones Day's standard hourly rates.

<sup>3</sup> Includes 6.5 hours of non-working travel, which time was billed at 50% of the discounted hourly rate for the timekeeper.

**TOTAL:**

**419.5**

**\$365,352**

The blended hourly rate for all services reflected in this Application was \$870.92.